



Journal of the Senate

Number 9—Regular Session

Thursday, March 27, 2003

CONTENTS

| | |
|---|-----|
| Bills on Third Reading | 277 |
| Call to Order | 274 |
| Co-Sponsors | 293 |
| Committee Appointments | 293 |
| Committee Substitutes, First Reading | 288 |
| Enrolling Reports | 293 |
| House Messages, Final Action | 293 |
| House Messages, First Reading | 292 |
| Introduction and Reference of Bills | 283 |
| Motions | 282 |
| Motions Relating to Committee Reference | 282 |
| Personal Statement by President King | 278 |
| Reports of Committees | 282 |
| Resolutions | 275 |
| Special Guests | 275 |

[See end of Journal for Bill Action Summary]

CALL TO ORDER

The Senate was called to order by President King at 9:30 a.m. A quorum present—40:

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|---------------|---------------------|-------------------|
| Mr. President | Diaz de la Portilla | Peadar |
| Alexander | Dockery | Posey |
| Argenziano | Fasano | Pruitt |
| Aronberg | Garcia | Saunders |
| Atwater | Geller | Sebesta |
| Bennett | Haridopolos | Siplin |
| Bullard | Hill | Smith |
| Campbell | Jones | Villalobos |
| Carlton | Klein | Wasserman Schultz |
| Clary | Lawson | Webster |
| Constantine | Lee | Wilson |
| Cowin | Lynn | Wise |
| Crist | Margolis | |
| Dawson | Miller | |

PRAYER

The following prayer was offered by Senator Campbell:

The great French philosopher, Michel de Montaigne, said "When I quote others I do so in order to express my own ideas more clearly." I came across this prayer in the *Sun Sentinel* that was written by The God Squad. It was Rabbi Marc Gellman and Monsignor Thomas Hartman and I want to read this prayer for all of us.

Dear God, for reasons I don't fully understand, I've been entrusted with the mantle of leadership. Help me to bear it, not as a mark of personal power and authority, but as a call to service and a sacred trust.

On the days when I wake thinking of myself first and foremost as a Democrat or Republican, help me to stay in bed until I can remember that I am first and foremost an American.

Help me to remember that what I do will change lives. Help me to think deeply about the effect those changes will have before I vote. Help me to consider and to consult with those who did not vote for me because I must be their voice, too. Help me to remember and protect the interests of those who sleep in the dust and not in fancy beds; those who will never write to me, but whose lives will be changed by what I do.

Dear God, I will be asked to vote about funding and supporting war. Help me to have the courage to fight for freedom, but also the wisdom to pursue peace in every place and at every turn.

Help me to take time for my family so that my offer to focus on the needs of my state does not make me blind to the needs of my own family. Help me to work harder than I have ever worked before, but also to take time to rest and pray so that my work will be clear and strong and nurtured by that rest.

Help me to seek out those who most vigorously disagree with me and sit with them and learn from them and try to understand why they see the same world so differently. Curb my inclination to anger and help me to be a force of healing and compromise, friendship and harmony. And, Lord, also help me to keep my core beliefs intact.

Help me to speak the truth as I am given to see it and to fight for those who have no voice in the corridors of power. Help me to remember that there are more than enough smart people in this country and in this world, but not enough good people.

Dear God, may I remember that even though I am called a politician, I must become a leader. I know I cannot do this without your help, your love and your wisdom. May I be worthy of this moment and this monumental task. Bless the work of my hands and my heart. And finally, protect all those who are fighting for America throughout the world. Amen.

PLEDGE

Senate Pages William "Chris" Burcham of Merritt Island, Moschell "Mo" Coffey of Osprey, Caitlin Michele Roberts of Land O'Lakes and Julianne Mica of Tallahassee, led the Senate in the pledge of allegiance to the flag of the United States of America.

DOCTOR OF THE DAY

The President recognized Dr. Robert K. Casey of Gainesville, sponsored by Senator Smith, as doctor of the day. Dr. Casey specializes in Family Practice.

ELECTION OF SENATOR MIKE HARIDOPOLOS

By direction of the President, the Secretary read the following certificate from the Secretary of State, certifying to the election of Senator Mike Haridopolos.

STATE OF FLORIDA OFFICE OF SECRETARY OF STATE

I, Glenda E. Hood, Secretary of State of the State of Florida, do hereby certify that the following Member of the State Senate was elected at the Special General Election held on the Twenty-fifth day of March, A.D. 2003, as shown by the election returns on file in this office:

| | |
|------------------------|------------------|
| SENATE DISTRICT NUMBER | ELECTED MEMBER |
| 26 | Mike Haridopolos |

GIVEN under my hand and the Great Seal of the State of Florida at Tallahassee, the Capitol, this 27th day of March, 2003.

Glenda E. Hood
SECRETARY OF STATE



OATH OF OFFICE ADMINISTERED

On motion by Senator Argenziano that a committee be appointed to escort Senator Haridopolos and his parents, Ernie and Georgia Haridopolos, to the bar of the Senate for the administration of the oath of office, the President appointed Senators Posey, Pruitt, Webster, Aronberg, and Miller.

Senator Haridopolos was administered the oath of office by the Honorable Harry Lee Anstead, Chief Justice, Florida Supreme Court.

SPECIAL GUESTS

The President introduced the newly elected Senator from the 26th District, Mike Haridopolos, and his parents. Senator Haridopolos recognized friends and staff from Brevard County.

ADOPTION OF RESOLUTIONS

On motion by Senator Lee—

By Senators Lee, King, Alexander, Argenziano, Aronberg, Atwater, Bennett, Bullard, Campbell, Carlton, Clary, Constantine, Cowin, Crist, Dawson, Diaz de la Portilla, Dockery, Fasano, Garcia, Geller, Haridopolos, Hill, Jones, Klein, Lawson, Lynn, Margolis, Miller, Peaden, Posey, Pruitt, Saunders, Sebesta, Siplin, Smith, Villalobos, Wasserman Schultz, Webster, Wilson and Wise—

SR 2674—A resolution supporting American and coalition forces in “Operation Iraqi Freedom.”

WHEREAS, the men and women of our Armed Forces find themselves once again engaged on foreign soil, and

WHEREAS, members of the Armed Forces from Florida include career military professionals, reservists, volunteers, and civilian-soldiers of the Florida National Guard, and

WHEREAS, the United States Central Command, which is headquartered at MacDill Air Force Base in Tampa, has command and operational control of the forces currently active in the Middle East, and

WHEREAS, 5,366 reservists from communities all across the state have left their families, friends, and jobs to serve on active duty in all the service branches, and

WHEREAS, the Florida Army and Air National Guard has to date activated 5,183 men and women who must also leave their families and communities to apply their part-time military training in front line and support positions, and

WHEREAS, it is fitting and proper that we pause to recognize these men and women and their fellow soldiers from across America for their professional excellence, their dedicated patriotism, and their exemplary courage, and

WHEREAS, we express our sincere gratitude to the families of our military personnel for their dedication to country during this time of separation from loved ones, and

WHEREAS, we express also our great pride and enduring support for our men and women of the Armed Forces as they respond to the call to duty and courageously answer their country’s call to serve, NOW, THEREFORE,

Be It Resolved by the Senate of the State of Florida:

That this legislative body proudly honors and supports the men and women of our Armed Forces for their valor, unselfish sacrifices, and dedication to duty, and pays tribute to them on behalf of this state and the people of Florida.

—was introduced out of order and read by title. On motion by Senator Lee, **SR 2674** was read the second time in full and adopted.

SPECIAL GUESTS

Senator Lee introduced the following guests who were present in the gallery: 1st Lieutenant Blake Heidelberg and members of the 417th Signal Battalion and Lieutenant Colonel Dan Nievinski and members

of the 83rd Troop Command, all officers and troops from the Florida National Guard.

On motion by Senator Fasano—

By Senator Fasano—

SR 2694—A resolution recognizing March 27, 2003, as “Florida Space Industry Day.”

WHEREAS, Florida has been the world’s premier gateway to space for human exploration, national defense, and commerce for more than 50 years, and

WHEREAS, Florida’s space industry is a statewide enterprise providing high-technology, high-paying jobs in fields that include manufacturing, technology development, services, and space tourism, and

WHEREAS, Florida’s military space programs develop, and deliver to orbit, satellites that enable intelligence gathering and national defense, and

WHEREAS, universities throughout this state are performing leading-edge research and technology development in a number of rapidly expanding fields, and

WHEREAS, Florida educators are applying space education to create new opportunities for learning and discovery and for inspiring the next generation of explorers, and

WHEREAS, Florida’s space community is working tirelessly to overcome the loss of the Columbia and her crew in order to safely resume human space flight, NOW, THEREFORE,

Be It Resolved by the Senate of the State of Florida:

That the Florida Senate recognizes March 27, 2003, as “Florida Space Industry Day,” and commends Florida’s space industry for its contributions to the state’s economy, national defense, space exploration, and education.

BE IT FURTHER RESOLVED that the Florida Senate commends Florida’s federal, state, and private organizations and educators for their contributions to the state’s economy, to national defense and space exploration, and to education.

—was introduced out of order and read by title. On motion by Senator Fasano, **SR 2694** was read the second time in full and adopted.

On motion by Senator Cowin—

By Senator Cowin—

SR 1304—A resolution recognizing March 27, 2003, as Florida Doctors’ Day.

WHEREAS, Doctors’ Day was first observed in 1933 by a group of physicians’ spouses in Winder, Georgia, and the day also commemorates the first administration of anesthesia by a physician in 1842, and

WHEREAS, President George Bush thought so highly of physicians that he designated an official day of recognition for them in 1990, and

WHEREAS, most physicians endure long and unpredictable hours and many must cope with the conflicting demands of work and family life, and

WHEREAS, Doctors’ Day provides an opportunity for physicians and patients to set aside the distractions of today’s often contentious health care environment and focus on the “extraordinary calling of medicine,” and

WHEREAS, the mission of the Florida Medical Association is “to serve as an advocate for physicians and their patients to promote the public health, to ensure high standards in medical education and ethics, and to enhance the quality and availability of health care,” and

WHEREAS, the Florida Medical Association has sponsored the "Doctor of the Day" program for many years, providing a volunteer physician every day of the regular legislative session, in both the Senate and the House of Representatives, to care for the legislators, staff, and others in the Capitol requiring medical services, and

WHEREAS, physicians daily devote their lives to the care of citizens in the great State of Florida and make unique and special contributions to our society and culture, and

WHEREAS, over the years, the red carnation has become the symbol of Doctors' Day, denoting the qualities of love, charity, sacrifice, bravery, and courage, and is today being worn by physicians and their spouses visiting the Capitol, NOW, THEREFORE,

Be It Resolved by the Senate of the State of Florida:

That the Senate applauds our devoted medical professionals and recognizes March 27, 2003, as Florida Doctors' Day in honor of the selfless service and immense talent of Florida's physicians.

—was introduced out of order and read by title. On motion by Senator Cowin, **SR 1304** was read the second time in full and adopted.

At the request of Senator Saunders—

By Senator Saunders—

SR 520—A resolution recognizing and commending the Fort Myers 80-Plus Senior Softball Team for winning the 80-Plus Senior Softball World Series and becoming the 2002 National Champions of 80-plus senior softball competition.

WHEREAS, the Fort Myers 80-Plus Senior Softball Team is based in Fort Myers, Florida, and is made up of men who are 79 or more years of age, and

WHEREAS, the team's members are Casey Bibiro, Earl Laplan, Jim Batchlor, Carman Rankin, Ralph Grover, Bill Flock, Mike Madore, Bobby Deyer, Norm Rhodes, Frank Korowitz, Gerry Cook, John Pipher, Fred Wright, Earl Sturm, Len Obery, and Gene Higham, who also served as team manager, and

WHEREAS, the team, in August, 2002, participated in and won the 80-Plus Senior Softball World Series in Des Moines, Iowa, thereby becoming the 2002 National Champions of 80-plus senior softball, and

WHEREAS, the team's 2002 accomplishments in 80-plus senior softball competition bring distinctive honor to the State of Florida and its citizens, especially those who reside in and about the Fort Myers, Florida, area, by exemplifying the superlative status a group of senior men can attain by combining their talents and committing themselves in work to excel in playing the game of softball, NOW, THEREFORE,

Be It Resolved by the Senate of the State of Florida:

That the Florida Senate recognizes and commends the Fort Myers 80-Plus Senior Softball Team for accomplishing the remarkable feat of winning the 2002 World Series for 80-plus senior softball, and becoming the 2002 National Champions of 80-plus senior softball.

BE IT FURTHER RESOLVED that a copy of this resolution, with the Seal of the Senate affixed, be presented to the Fort Myers, Florida, 80-Plus Senior Softball Team as a tangible token of the sentiments of the Florida Senate.

—**SR 520** was introduced, read and adopted by publication.

At the request of Senator Saunders—

By Senator Saunders—

SR 522—A resolution recognizing and commending the Florida Heat/Nave Plumbing Slow-Pitch Softball Team for winning three world titles in 2002 amateur slow-pitch softball competition.

WHEREAS, the Florida Heat/Nave Plumbing Slow-Pitch Softball Team is based in Sanibel, Florida, and is made up principally of players who reside in Lee and Collier counties, and

WHEREAS, the team, in August and September 2002, competed in and won a world title in three separate championship slow-pitch softball tournaments, the first sponsored by the Independent Softball Association in Anderson, South Carolina, where the team won a Class AA World Title; the second sponsored by the United States Slow-pitch Softball Association in Shawnee Mission, Kansas, where the team won a Class A World Title; and the third sponsored by the Independent Softball Association in Winter Haven, Florida, where the team won a Class A World Title, and

WHEREAS, the championship performances of the team are unprecedented in the world of amateur slow-pitch softball because no amateur slow-pitch softball team has ever won and contemporaneously held three world titles in a single year of competition, and

WHEREAS, the team's 2002 accomplishments in amateur slow-pitch softball competition bring distinctive honor to the State of Florida and its citizens, especially those who reside in Lee and Collier counties, by exemplifying the superlative status a group of individuals can attain by combining their talents and committing themselves in work to excel in playing the sport of amateur slow-pitch softball, NOW, THEREFORE,

Be It Resolved by the Senate of the State of Florida:

That the Florida Senate recognizes and commends the Florida Heat/Nave Plumbing Slow-Pitch Softball Team for accomplishing the unprecedented feat of winning a world title in three separate championship amateur slow-pitch softball tournaments in 2002, and now contemporaneously holding three world titles in amateur slow-pitch softball competition.

BE IT FURTHER RESOLVED that a copy of this resolution, with the Seal of the Senate affixed, be presented to the Florida Heat/Nave Plumbing Slow-Pitch Softball Team as a tangible token of the sentiments of the Florida Senate.

—**SR 522** was introduced, read and adopted by publication.

At the request of Senator Wilson—

By Senator Wilson—

SR 2402—A resolution recognizing Alpha Kappa Alpha Sorority, Inc.

WHEREAS, Alpha Kappa Alpha Sorority, Inc., was founded at Howard University in Washington, D.C., in 1908, and

WHEREAS, this Greek letter organization is the first sorority established by African-American college women, and

WHEREAS, this sorority is an international organization with approximately 250,000 members in over 900 chapters extending across the United States, the Bahamas, Bermuda, Great Britain, Germany, Korea, and the Virgin Islands, and

WHEREAS, many of these chapters are located in communities and on college and university campuses in the State of Florida, and

WHEREAS, Alpha Kappa Alpha Sorority, Inc., is committed to community service and has made numerous contributions to the educational, civic, and social lives of Florida's citizens, and

WHEREAS, Linda White of Chicago, Illinois, is the National President of this great sisterhood and leads the 250,000 women of this organization in the current international program, "The SPIRIT of AKA," the acronym and concept for Sisterhood, Service, Partnership, Innovation, Respect, Involvement, and Technology, and

WHEREAS, Irene McCollom is the South Atlantic Regional Director of this great sisterhood and leads members of the sorority in Florida, Georgia, and South Carolina, and

WHEREAS, Anel Mickins, an outstanding Floridian, is the president of the largest chapter in Florida, Gamma Zeta Omega, located in Miami, and

WHEREAS, Senator Frederica S. Wilson, a past South Atlantic Regional Director, and Senator Mandy Dawson are members of Alpha Kappa Alpha Sorority, and

WHEREAS, members of the Alpha Kappa Alpha Sorority in the State of Florida contribute thousands of volunteer hours implementing service programs in their respective communities, NOW, THEREFORE,

Be It Resolved by the Senate of the State of Florida:

That the members of the Florida Senate recognize the commitment of members of Alpha Kappa Alpha Sorority, Inc., to community service and express special appreciation for their service in the State of Florida.

—**SR 2402** was introduced, read and adopted by publication.

At the request of Senator Bullard—

By Senator Bullard—

SR 2506—A resolution expressing gratitude and affection to all mothers.

WHEREAS, Sunday, May 11, 2003, has been designated Mother's Day, and

WHEREAS, the highest ideals and noblest principles of humanity find their most exemplary expression in the sacrifice and devotion of mothers, and

WHEREAS, mothers exemplify enduring courage and conviction, charity without condescension, and emotion with sanity, and

WHEREAS, mothers are characterized by unconditional love for their offspring, are slow to lose patience, and serve as the anchors that bond the family, and

WHEREAS, a mother's love is like a flame that is always burning but intensifies each time a child is born, and

WHEREAS, a mother is a gift bestowed on man, never more dear than when bringing forth life in the form of a child, and

WHEREAS, it is proper that the members and staff of the Florida Senate recognize the immeasurable debt of gratitude owed to all mothers for their strength, guidance, understanding, and love, NOW, THEREFORE,

Be It Resolved by the Senate of the State of Florida:

That the members of the Senate do hereby express to their own mothers and to all mothers, on behalf of the people of the State of Florida, personal affection and heartfelt gratitude.

BE IT FURTHER RESOLVED that this resolution be spread upon the Journal of the Senate as a tangible token of the love and respect that the members hold for all mothers.

—**SR 2506** was introduced, read and adopted by publication.

At the request of Senator Bullard—

By Senator Bullard—

SR 2508—A resolution expressing affection for and gratitude to all fathers.

WHEREAS, Sunday, June 15, 2003, has been designated as Father's Day in the United States, and

WHEREAS, the greatest education in honesty, decency, integrity, industry, and fidelity is to see these qualities embodied in the life and works of a parent, and

WHEREAS, the American tradition of a productive society and a secure home has depended in great part on the hard work and sacrifice of fathers who tirelessly seek for their children a better life and greater opportunity than they knew, and

WHEREAS, fulfilling the demanding roles of fatherhood, as provider, teacher, role model, comforter, and protector, is an act of true heroism in today's world, and

WHEREAS, each new generation looks to its fathers for courage, strength, and understanding, and

WHEREAS, the enduring affection between a father and his family is recognized and appreciated as one of the most positive elements upon which our future as a nation depends, and

WHEREAS, it is fitting and appropriate that the members and staff of the Florida Senate recognize the immeasurable debt of gratitude owed to fathers for their strength, guidance, understanding, and love, NOW, THEREFORE,

Be It Resolved by the Senate of the State of Florida:

That the members of the Florida Senate do hereby express to their own fathers and to all fathers, on behalf of the citizens of the State of Florida, deep personal affection and abiding gratitude.

BE IT FURTHER RESOLVED that this resolution be spread upon the Journal of the Senate as a tangible token of the love and respect that the members hold for all fathers.

—**SR 2508** was introduced, read and adopted by publication.

At the request of Senator Bennett—

By Senator Bennett—

SR 2594—A resolution recognizing March 20, 2003, as Florida Dental Hygiene Association Smile Day.

WHEREAS, the health and welfare of residents of this state are of paramount concerns to the Legislature, and

WHEREAS, poor oral health leads to the unnecessary loss of teeth and has been linked to cardiovascular problems, serious respiratory infections, and other significant diseases, and

WHEREAS, regular professional cleanings and other preventative services provided by licensed dental hygienists are highly effective in maintaining good oral health, and

WHEREAS, dental hygienists are licensed professionals who complete a minimum 2-year accredited college program to prepare them with the expertise and clinical skills needed to provide safe and competent service to their patients, and

WHEREAS, dental hygienists help promote and foster oral hygiene and education, and

WHEREAS, there are 13,610 licensed dental hygienists in this state, and

WHEREAS, the Florida Dental Hygiene Association represents the profession of dental hygiene, and

WHEREAS, members of the Florida Dental Hygiene Association have traveled to Tallahassee on March 20, 2003, to sponsor Smile Day, NOW, THEREFORE,

Be It Resolved by the Senate of the State of Florida:

That the Florida Senate recognizes March 20, 2003, as Florida Dental Hygiene Association Day.

BE IT FURTHER RESOLVED that a copy of this resolution, with the Seal of the Senate affixed, be presented to the Florida Dental Hygiene Association as a tangible token of the sentiments of the Florida Senate.

—**SR 2594** was introduced, read and adopted by publication.

BILLS ON THIRD READING

Consideration of **SB 1488** was deferred.

CS for CS for CS for SB 698—A bill to be entitled An act relating to certified geriatric specialty nursing; providing a short title; requiring the Agency for Workforce Innovation to establish a pilot program for delivery of certified geriatric specialty nursing education; specifying eligibility requirements for certified nursing assistants to obtain certified geriatric specialty nursing education; specifying requirements for the education of certified nursing assistants to prepare for certification as a certified geriatric specialist; creating a Certified Geriatric Specialty Nursing Initiative Steering Committee; providing for the composition of and manner of appointment to the Certified Geriatric Specialty Nursing Initiative Steering Committee; providing responsibilities of the steering committee; providing for reimbursement for per diem and travel expenses; requiring the Agency for Workforce Innovation to conduct or contract for an evaluation of the pilot program for delivery of certified geriatric specialty nursing education; requiring the evaluation to include recommendations regarding the expansion of the delivery of certified geriatric specialty nursing education in nursing homes; requiring the Agency for Workforce Innovation to report to the Governor and Legislature regarding the status and evaluation of the pilot program; creating s. 464.0125, F.S.; providing definitions; providing requirements for persons to become certified geriatric specialists; specifying fees; providing for articulation of geriatric specialty nursing coursework and practical nursing coursework; providing practice standards and grounds for which certified geriatric specialists may be subject to discipline by the Board of Nursing; creating restrictions on the use of professional nursing titles; prohibiting the use of certain professional titles; providing penalties; authorizing approved nursing programs to provide education for the preparation of certified geriatric specialists without further board approval; authorizing certified geriatric specialists to supervise the activities of others in nursing home facilities according to rules by the Board of Nursing; revising terminology relating to nursing to conform to the certification of geriatric specialists; amending s. 381.00315, F.S.; revising requirements for the reactivation of the licenses of specified health care practitioners in the event of public health emergency to include certified geriatric specialists; amending s. 400.021, F.S.; including services provided by a certified geriatric specialist within the definition of nursing service; amending s. 400.211, F.S.; revising requirements for persons employed as nursing assistants to conform to the certification of certified geriatric specialists; amending s. 400.23, F.S.; specifying that certified geriatric specialists shall be considered licensed nursing staff; authorizing licensed practical nurses to supervise the activities of certified geriatric specialists in nursing home facilities according to rules adopted by the Board of Nursing; amending s. 409.908, F.S.; revising the methodology for reimbursement of Medicaid program providers to include services of certified geriatric specialists; amending s. 458.303, F.S.; revising exceptions to the practice of medicine to include services delegated to a certified geriatric specialist under specified circumstances; amending s. 1009.65, F.S.; revising eligibility for the Medical Education Reimbursement and Loan Repayment Program to include certified geriatric specialists; amending s. 1009.66, F.S.; revising eligibility requirements for the Nursing Student Loan Forgiveness Program to include certified geriatric specialists; providing an appropriation; amending s. 464.201, F.S.; defining terms; amending s. 464.202, F.S.; authorizing the Board of Nursing to adopt rules regarding the practice and supervision of certified nursing assistants; providing an effective date.

—as amended March 26 was read the third time by title.

On motion by Senator Saunders, **CS for CS for CS for SB 698** as amended was passed and certified to the House. The vote on passage was:

Yeas—39

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|---------------|---------------------|----------|
| Mr. President | Cowin | Lawson |
| Alexander | Crist | Lee |
| Argenziano | Dawson | Lynn |
| Aronberg | Diaz de la Portilla | Margolis |
| Atwater | Dockery | Miller |
| Bennett | Fasano | Peaden |
| Bullard | Garcia | Posey |
| Campbell | Geller | Pruitt |
| Carlton | Hill | Saunders |
| Clary | Jones | Sebesta |
| Constantine | Klein | Siplin |

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|------------|-------------------|--------|
| Smith | Wasserman Schultz | Wilson |
| Villalobos | Webster | Wise |

Nays—None

Vote after roll call:

Yea—Haridopolos

PERSONAL STATEMENT BY PRESIDENT KING

This bill was very, very important to me. As you well know, my aide, Clara Ramsey, was killed in an automobile accident just a couple of weeks before session began. She had been working arduously on this particular piece of legislation. It was an idea that had come to us in a very brief stated form but Clara really worked it through to the point where the goal was to try to provide more help in nursing home environments by creating a new nursing classification called “certified geriatric nurse.” She made many trips up here, she met with all the stakeholders. Unfortunately before she could see this bill come to fruition she was killed in an automobile accident.

Senator Saunders, who had very graciously agreed to carry the bill, also agreed for the naming. I want to tell you on behalf of all of those of us who knew and loved Clara Ramsey, who has served the state for over 18 years, it is a fitting tribute that a piece of legislation as important as this, the caring for the elderly, the caring for those in need, will bear her name because in life, in truth, that’s exactly how she would have acted. Thank you, Senators.

CS for SB 1024—A bill to be entitled An act relating to non-ad valorem assessments; amending s. 197.3632, F.S.; changing the time for holding the public hearing at which a non-ad valorem assessment is adopted; prescribing method of notice for non-ad valorem assessments collected for more than 1 year; providing an effective date.

—as amended March 26 was read the third time by title.

On motion by Senator Atwater, **CS for SB 1024** as amended was passed and certified to the House. The vote on passage was:

Yeas—39

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|---------------|---------------------|-------------------|
| Mr. President | Dawson | Margolis |
| Alexander | Diaz de la Portilla | Miller |
| Argenziano | Dockery | Peaden |
| Aronberg | Fasano | Posey |
| Atwater | Garcia | Pruitt |
| Bennett | Geller | Saunders |
| Bullard | Haridopolos | Siplin |
| Campbell | Hill | Smith |
| Carlton | Jones | Villalobos |
| Clary | Klein | Wasserman Schultz |
| Constantine | Lawson | Webster |
| Cowin | Lee | Wilson |
| Crist | Lynn | Wise |

Nays—None

Vote after roll call:

Yea—Sebesta

SB 1488—A bill to be entitled An act relating to governmental reorganization; revising various statutory provisions relating to the Cabinet and to members of the Cabinet, which provisions were affected by the amendment of Article IV, Section 4 of the State Constitution; amending s. 13.05, F.S.; providing membership of the Governor’s Committee on Interstate Cooperation; amending s. 14.055, F.S.; conforming provisions relating to order of succession to the office of Governor; creating s. 14.2001, F.S.; providing that, in a tie vote of the Governor and Cabinet, the side on which the Governor voted will be considered the prevailing side in the absence of contrary statutory intent; amending s. 14.202, F.S.; conforming provisions relating to meetings of and voting by the Administration Commission; amending s. 14.24, F.S.; providing for selection of members of the Florida Commission on the Status of Women;

amending s. 114.03, F.S.; conforming provisions relating to executive officers not absenting themselves from the capital without permission; amending ss. 121.0312, 121.055, F.S.; conforming provisions relating to the State Board of Administration; amending s. 121.4501, F.S.; deleting provisions that create the Public Employee Optional Retirement Program Advisory Committee; amending s. 215.44, F.S.; conforming provisions relating to duties of the State Board of Administration; amending s. 215.62, F.S.; conforming provisions relating to the Division of Bond Finance; amending s. 215.95, F.S.; conforming provisions relating to composition of the Financial Management Information Board; amending s. 215.96, F.S.; revising the membership of the coordinating council of the State Board of Administration; amending ss. 253.02, 253.034, F.S.; conforming provisions relating to the Board of Trustees of the Internal Improvement Trust Fund; reenacting s. 259.032, F.S., to incorporate the amendment of a statute referred to therein; amending s. 259.041, F.S.; conforming provisions relating to the Board of Trustees of the Internal Improvement Trust Fund; reenacting s. 260.016, F.S., to incorporate the amendment of a statute referred to therein; amending ss. 940.01, 940.03, F.S.; conforming provisions relating to executive clemency; amending s. 985.417, F.S.; conforming provisions relating to probation for certain juvenile offenders; providing a severability clause; providing an effective date.

—as amended March 26 was read the third time by title.

MOTION

On motion by Senator Posey, the rules were waived to allow the following amendments to be considered:

Senator Posey moved the following amendments which were adopted by two-thirds vote:

Amendment 1 (885922)(with title amendment)—On page 3, line 11 through page 4, line 4, delete those lines and redesignate subsequent sections.

And the title is amended as follows:

On page 1, lines 9-12, delete those lines and insert: Committee on Interstate Cooperation; creating s. 14.2001, F.S.; providing

The vote was:

Yeas—39

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| Mr. President | Dawson | Miller |
| Alexander | Diaz de la Portilla | Peaden |
| Argenziano | Dockery | Posey |
| Aronberg | Fasano | Pruitt |
| Atwater | Garcia | Saunders |
| Bennett | Geller | Sebesta |
| Bullard | Haridopolos | Siplin |
| Campbell | Hill | Smith |
| Carlton | Jones | Villalobos |
| Clary | Klein | Wasserman Schultz |
| Constantine | Lee | Webster |
| Cowin | Lynn | Wilson |
| Crist | Margolis | Wise |

Nays—1

Lawson

Amendment 2 (903538)(with title amendment)—On page 21, lines 7-12, delete those lines and redesignate subsequent sections.

And the title is amended as follows:

On page 2, lines 22 and 23, delete “providing a severability clause;”

The vote was:

Yeas—40

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|---------------|----------|-------------|
| Mr. President | Atwater | Carlton |
| Alexander | Bennett | Clary |
| Argenziano | Bullard | Constantine |
| Aronberg | Campbell | Cowin |

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|---------------------|----------|
| Crist | Klein |
| Dawson | Lawson |
| Diaz de la Portilla | Lee |
| Dockery | Lynn |
| Fasano | Margolis |
| Garcia | Miller |
| Geller | Peaden |
| Haridopolos | Posey |
| Hill | Pruitt |
| Jones | Saunders |

Nays—None

On motions by Senator Posey, **SB 1488** as amended was passed, ordered engrossed and then by two-thirds vote immediately certified to the House. The vote on passage was:

Yeas—40

| | | |
|---------------|---------------------|-------------------|
| Mr. President | Diaz de la Portilla | Peaden |
| Alexander | Dockery | Posey |
| Argenziano | Fasano | Pruitt |
| Aronberg | Garcia | Saunders |
| Atwater | Geller | Sebesta |
| Bennett | Haridopolos | Siplin |
| Bullard | Hill | Smith |
| Campbell | Jones | Villalobos |
| Carlton | Klein | Wasserman Schultz |
| Clary | Lawson | Webster |
| Constantine | Lee | Wilson |
| Cowin | Lynn | Wise |
| Crist | Margolis | |
| Dawson | Miller | |

Nays—None

CS for SB 460—A bill to be entitled An act relating to health care; amending s. 408.036, F.S.; providing an exemption from certificate-of-need requirements for certain open-heart-surgery programs; providing criteria for qualifying for the exemption; requiring the Agency for Health Care Administration to report to the Legislature; providing an effective date.

—as amended March 26 was read the third time by title.

On motion by Senator Pruitt, **CS for SB 460** as amended was passed and certified to the House. The vote on passage was:

Yeas—33

| | | |
|---------------|---------------------|------------|
| Mr. President | Diaz de la Portilla | Lynn |
| Alexander | Dockery | Margolis |
| Argenziano | Fasano | Miller |
| Atwater | Garcia | Peaden |
| Bennett | Geller | Pruitt |
| Bullard | Haridopolos | Saunders |
| Campbell | Hill | Sebesta |
| Clary | Jones | Siplin |
| Constantine | Klein | Smith |
| Crist | Lawson | Villalobos |
| Dawson | Lee | Wise |

Nays—6

| | | |
|---------|-------------------|---------|
| Carlton | Posey | Webster |
| Cowin | Wasserman Schultz | Wilson |

CS for SB 198—A bill to be entitled An act relating to adult entertainment establishments; amending s. 847.0134, F.S.; revising the prohibition against locating an adult entertainment establishment within a specified distance from a school; requiring that such establishment be approved by the county or municipality and the district school board; providing an effective date.

—was read the third time by title.

On motion by Senator Miller, **CS for SB 198** was passed and certified to the House. The vote on passage was:

Yeas—40

| | | |
|---------------|---------------------|-------------------|
| Mr. President | Diaz de la Portilla | Peaden |
| Alexander | Dockery | Posey |
| Argenziano | Fasano | Pruitt |
| Aronberg | Garcia | Saunders |
| Atwater | Geller | Sebesta |
| Bennett | Haridopolos | Siplin |
| Bullard | Hill | Smith |
| Campbell | Jones | Villalobos |
| Carlton | Klein | Wasserman Schultz |
| Clary | Lawson | Webster |
| Constantine | Lee | Wilson |
| Cowin | Lynn | Wise |
| Crist | Margolis | |
| Dawson | Miller | |

Nays—None

SB 1568—A bill to be entitled An act relating to acute care hospitals; amending s. 408.043, F.S.; providing for certain acute care hospitals in high growth counties to add additional beds without the approval of the Agency for Health Care Administration; providing for notice; providing an effective date.

—was read the third time by title.

On motion by Senator Jones, **SB 1568** was passed and certified to the House. The vote on passage was:

Yeas—27

| | | |
|---------------|---------------------|------------|
| Mr. President | Crist | Lynn |
| Alexander | Diaz de la Portilla | Peaden |
| Argenziano | Dockery | Posey |
| Atwater | Fasano | Pruitt |
| Bennett | Garcia | Saunders |
| Carlton | Haridopolos | Sebesta |
| Clary | Hill | Villalobos |
| Constantine | Jones | Webster |
| Cowin | Lee | Wise |

Nays—12

| | | |
|----------|----------|-------------------|
| Aronberg | Klein | Siplin |
| Campbell | Lawson | Smith |
| Dawson | Margolis | Wasserman Schultz |
| Geller | Miller | Wilson |

Vote after roll call:

Yea—Bullard

Yea to Nay—Carlton

SB 662—A bill to be entitled An act relating to water and wastewater systems; amending s. 367.081, F.S.; authorizing the Florida Public Service Commission to approve rates allowing utilities to recover the full costs of alternative water supply facilities; amending s. 367.0814, F.S.; increasing the limitation on gross annual revenues under which a water or wastewater utility may qualify to obtain staff assistance from the Florida Public Service Commission in changing rates and charges; providing an effective date.

—was read the third time by title.

On motion by Senator Bennett, **SB 662** was passed and certified to the House. The vote on passage was:

Yeas—40

| | | |
|---------------|---------------------|-------------------|
| Mr. President | Diaz de la Portilla | Peaden |
| Alexander | Dockery | Posey |
| Argenziano | Fasano | Pruitt |
| Aronberg | Garcia | Saunders |
| Atwater | Geller | Sebesta |
| Bennett | Haridopolos | Siplin |
| Bullard | Hill | Smith |
| Campbell | Jones | Villalobos |
| Carlton | Klein | Wasserman Schultz |
| Clary | Lawson | Webster |
| Constantine | Lee | Wilson |
| Cowin | Lynn | Wise |
| Crist | Margolis | |
| Dawson | Miller | |

Nays—None

CS for SB 570—A bill to be entitled An act relating to the rights of members of the United States Armed Forces; amending s. 627.7283, F.S.; requiring an insurer to refund the entire unearned premium to any member of the United States Armed Forces who cancels a policy under certain circumstances; providing an effective date.

—was read the third time by title.

On motion by Senator Fasano, **CS for SB 570** was passed and certified to the House. The vote on passage was:

Yeas—40

| | | |
|---------------|---------------------|-------------------|
| Mr. President | Diaz de la Portilla | Peaden |
| Alexander | Dockery | Posey |
| Argenziano | Fasano | Pruitt |
| Aronberg | Garcia | Saunders |
| Atwater | Geller | Sebesta |
| Bennett | Haridopolos | Siplin |
| Bullard | Hill | Smith |
| Campbell | Jones | Villalobos |
| Carlton | Klein | Wasserman Schultz |
| Clary | Lawson | Webster |
| Constantine | Lee | Wilson |
| Cowin | Lynn | Wise |
| Crist | Margolis | |
| Dawson | Miller | |

Nays—None

SB 88—A bill to be entitled An act relating to high occupancy vehicle lanes; amending s. 316.0741, F.S.; allowing certain energy-saving vehicles to travel in such lanes, regardless of occupancy; providing for a decal and registration certificate; providing for a fee; defining the term “hybrid vehicle”; providing rulemaking authority; providing an effective date.

—as amended March 26 was read the third time by title.

On motion by Senator Geller, **SB 88** as amended was passed and certified to the House. The vote on passage was:

Yeas—40

| | | |
|---------------|---------------------|----------|
| Mr. President | Cowin | Klein |
| Alexander | Crist | Lawson |
| Argenziano | Dawson | Lee |
| Aronberg | Diaz de la Portilla | Lynn |
| Atwater | Dockery | Margolis |
| Bennett | Fasano | Miller |
| Bullard | Garcia | Peaden |
| Campbell | Geller | Posey |
| Carlton | Haridopolos | Pruitt |
| Clary | Hill | Saunders |
| Constantine | Jones | Sebesta |

| | | |
|------------|-------------------|--------|
| Siplin | Wasserman Schultz | Wilson |
| Smith | Webster | Wise |
| Villalobos | | |
| Nays—None | | |

SB 1080—A bill to be entitled An act relating to anhydrous ammonia; amending s. 812.014, F.S.; providing that the theft of anhydrous ammonia is grand theft and a felony of the third degree; amending s. 893.033, F.S.; adding anhydrous ammonia to the list of precursor chemicals that may be used in manufacturing a controlled substance in violation of ch. 893, F.S.; reenacting s. 893.149, F.S., relating to the unlawful possession or distribution of a listed chemical; providing an effective date.

—was read the third time by title.

On motion by Senator Smith, **SB 1080** was passed and certified to the House. The vote on passage was:

Yeas—40

| | | |
|---------------|---------------------|-------------------|
| Mr. President | Diaz de la Portilla | Peadar |
| Alexander | Dockery | Posey |
| Argenziano | Fasano | Pruitt |
| Aronberg | Garcia | Saunders |
| Atwater | Geller | Sebesta |
| Bennett | Haridopolos | Siplin |
| Bullard | Hill | Smith |
| Campbell | Jones | Villalobos |
| Carlton | Klein | Wasserman Schultz |
| Clary | Lawson | Webster |
| Constantine | Lee | Wilson |
| Cowin | Lynn | Wise |
| Crist | Margolis | |
| Dawson | Miller | |

Nays—None

CS for SB 242—A bill to be entitled An act relating to the Department of Highway Safety and Motor Vehicles; amending s. 322.27, F.S.; requiring law enforcement agencies to notify the department of any traffic fatality or when a law enforcement agency initiates action to obtain a blood test for impairment in a case of death or serious bodily injury; amending s. 322.20, F.S.; requiring the department to maintain certain records of convictions for persons holding a foreign driver's license; providing an effective date.

—as amended March 26 was read the third time by title.

On motion by Senator Saunders, **CS for SB 242** as amended was passed and certified to the House. The vote on passage was:

Yeas—40

| | | |
|---------------|---------------------|-------------------|
| Mr. President | Diaz de la Portilla | Peadar |
| Alexander | Dockery | Posey |
| Argenziano | Fasano | Pruitt |
| Aronberg | Garcia | Saunders |
| Atwater | Geller | Sebesta |
| Bennett | Haridopolos | Siplin |
| Bullard | Hill | Smith |
| Campbell | Jones | Villalobos |
| Carlton | Klein | Wasserman Schultz |
| Clary | Lawson | Webster |
| Constantine | Lee | Wilson |
| Cowin | Lynn | Wise |
| Crist | Margolis | |
| Dawson | Miller | |

Nays—None

SB 524—A bill to be entitled An act relating to rules of evidence; amending s. 90.104, F.S.; specifying circumstances in which claims of

error relating to evidence admitted or excluded at trial are preserved for appeal; amending s. 90.803, F.S., relating to hearsay exceptions; amending conditions under which certain records of regularly conducted business activity are admissible; amending s. 90.902, F.S.; providing for circumstances in which evidence accompanied by a certification or declaration made by a records custodian or another qualified person does not require extrinsic evidence of authenticity as a condition precedent to admissibility; providing an effective date.

—was read the third time by title.

On motion by Senator Campbell, **SB 524** was passed and certified to the House. The vote on passage was:

Yeas—40

| | | |
|---------------|---------------------|-------------------|
| Mr. President | Diaz de la Portilla | Peadar |
| Alexander | Dockery | Posey |
| Argenziano | Fasano | Pruitt |
| Aronberg | Garcia | Saunders |
| Atwater | Geller | Sebesta |
| Bennett | Haridopolos | Siplin |
| Bullard | Hill | Smith |
| Campbell | Jones | Villalobos |
| Carlton | Klein | Wasserman Schultz |
| Clary | Lawson | Webster |
| Constantine | Lee | Wilson |
| Cowin | Lynn | Wise |
| Crist | Margolis | |
| Dawson | Miller | |

Nays—None

SB 848—A bill to be entitled An act relating to trust funds; re-creating the Minerals Trust Fund within the Department of Environmental Protection without modification; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—was read the third time by title.

On motion by Senator Clary, **SB 848** was passed by the required constitutional three-fifths vote of the membership and certified to the House. The vote on passage was:

Yeas—40

| | | |
|---------------|---------------------|-------------------|
| Mr. President | Diaz de la Portilla | Peadar |
| Alexander | Dockery | Posey |
| Argenziano | Fasano | Pruitt |
| Aronberg | Garcia | Saunders |
| Atwater | Geller | Sebesta |
| Bennett | Haridopolos | Siplin |
| Bullard | Hill | Smith |
| Campbell | Jones | Villalobos |
| Carlton | Klein | Wasserman Schultz |
| Clary | Lawson | Webster |
| Constantine | Lee | Wilson |
| Cowin | Lynn | Wise |
| Crist | Margolis | |
| Dawson | Miller | |

Nays—None

SB 862—A bill to be entitled An act relating to trust funds; re-creating the Water Quality Assurance Trust Fund within the Department of Environmental Protection without modification; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—was read the third time by title.

On motion by Senator Clary, **SB 862** was passed by the required constitutional three-fifths vote of the membership and certified to the House. The vote on passage was:

Yeas—40

| | | |
|---------------|---------------------|-------------------|
| Mr. President | Diaz de la Portilla | Peaden |
| Alexander | Dockery | Posey |
| Argenziano | Fasano | Pruitt |
| Aronberg | Garcia | Saunders |
| Atwater | Geller | Sebesta |
| Bennett | Haridopolos | Siplin |
| Bullard | Hill | Smith |
| Campbell | Jones | Villalobos |
| Carlton | Klein | Wasserman Schultz |
| Clary | Lawson | Webster |
| Constantine | Lee | Wilson |
| Cowin | Lynn | Wise |
| Crist | Margolis | |
| Dawson | Miller | |

Nays—None

MOTIONS

On motions by Senator Pruitt, a deadline of 5:00 p.m. Tuesday, April 1, was set for filing amendments to the Appropriations bill and the Appropriations Implementing bill, and a deadline of 12:00 noon, Wednesday, April 2, was set for filing amendments to amendments and substitute amendments to the Appropriations bill and Appropriations Implementing bill to be considered Thursday, April 3.

On motion by Senator Lee, the rules were waived and time of recess was extended until completion of announcements and motions.

MOTIONS RELATING TO COMMITTEE REFERENCE

On motion by Senator Lee, by two-thirds vote **CS for CS for SB 296** and **CS for SB 320** were withdrawn from the Committees on Appropriations Subcommittee on Health and Human Services; and Appropriations; **SB 308** was withdrawn from the Committee on Finance and Taxation; and **SB 1430** was withdrawn from the Committee on Communication and Public Utilities.

On motion by Senator Garcia, by two-thirds vote **SB 1408** was withdrawn from the committees of reference and further consideration.

REPORTS OF COMMITTEES

The Committee on Comprehensive Planning recommends the following pass: CS for SB 956

The bill was referred to the Appropriations Subcommittee on General Government under the original reference.

The Committee on Comprehensive Planning recommends the following pass: CS for SB 1098

The bill was referred to the Appropriations Subcommittee on Transportation and Economic Development under the original reference.

The Committee on Comprehensive Planning recommends the following pass: CS for SB 696

The bill was referred to the Committee on Banking and Insurance under the original reference.

The Committee on Children and Families recommends the following pass: SB 1440

The bill was referred to the Committee on Ethics and Elections under the original reference.

The Committee on Comprehensive Planning recommends the following pass: SB 1632 with 1 amendment, SB 1860 with 1 amendment, SB 1862 with 1 amendment

The Committee on Military and Veterans' Affairs, Base Protection, and Spaceports recommends the following pass: CS for SB 1438 with 1 amendment, SB 1698

The bills contained in the foregoing reports were referred to the Committee on Finance and Taxation under the original reference.

The Committee on Children and Families recommends the following pass: SB 1444 with 1 amendment

The Committee on Comprehensive Planning recommends the following pass: SB 2248 with 1 amendment

The bills contained in the foregoing reports were referred to the Committee on Governmental Oversight and Productivity under the original reference.

The Committee on Comprehensive Planning recommends the following pass: SB 1566, SB 1956

The bills were referred to the Committee on Natural Resources under the original reference.

The Committee on Comprehensive Planning recommends the following pass: SB 424

The bill was placed on the calendar.

The Committee on Education recommends a committee substitute for the following: SB 2006

The bill with committee substitute attached was referred to the Appropriations Subcommittee on Education under the original reference.

The Committee on Agriculture recommends committee substitutes for the following: SB 1218, SB 1300

The bills with committee substitutes attached were referred to the Appropriations Subcommittee on General Government under the original reference.

The Committee on Health, Aging, and Long-Term Care recommends a committee substitute for the following: CS for SB 52

The bill with committee substitute attached was referred to the Appropriations Subcommittee on Transportation and Economic Development under the original reference.

The Committee on Children and Families recommends a committee substitute for the following: SB 194

The bill with committee substitute attached was referred to the Committee on Commerce, Economic Opportunities, and Consumer Services under the original reference.

The Committee on Agriculture recommends a committee substitute for the following: SB 1660

The Committee on Commerce, Economic Opportunities, and Consumer Services recommends committee substitutes for the following: SB 724, SB 1212

The bills with committee substitutes attached contained in the foregoing reports were referred to the Committee on Comprehensive Planning under the original reference.

The Committee on Children and Families recommends a committee substitute for the following: SB 1740

The bill with committee substitute attached was referred to the Committee on Criminal Justice under the original reference.

The Committee on Commerce, Economic Opportunities, and Consumer Services recommends a committee substitute for the following: SB 1334

The bill with committee substitute attached was referred to the Committee on Education under the original reference.

The Committee on Banking and Insurance recommends a committee substitute for the following: SB 1694

The Committee on Education recommends committee substitutes for the following: SB 1770, SB 1914

The Committee on Health, Aging, and Long-Term Care recommends a committee substitute for the following: SB 1942

The bills with committee substitutes attached contained in the foregoing reports were referred to the Committee on Governmental Oversight and Productivity under the original reference.

The Committee on Banking and Insurance recommends a committee substitute for the following: SB 2080

The Committee on Education recommends a committee substitute for the following: SB 2216

The bills with committee substitutes attached contained in the foregoing reports were referred to the Committee on Health, Aging, and Long-Term Care under the original reference.

The Committee on Health, Aging, and Long-Term Care recommends committee substitutes for the following: SB 564, SB 2352

The Committee on Transportation recommends a committee substitute for the following: SB 682

The bills with committee substitutes attached contained in the foregoing reports were referred to the Committee on Judiciary under the original reference.

The Committee on Children and Families recommends a committee substitute for the following: SB 90

The Committee on Education recommends committee substitutes for the following: SB 162, SB 1838

The Committee on Health, Aging, and Long-Term Care recommends a committee substitute for the following: SB 2310

The Committee on Transportation recommends a committee substitute for the following: SB 2162

The bills with committee substitutes attached contained in the foregoing reports were placed on the calendar.

INTRODUCTION AND REFERENCE OF BILLS

FIRST READING

By the Committee on Appropriations—

SB 2500—A bill to be entitled An act making appropriations; providing moneys for the annual period beginning July 1, 2003, and ending June 30, 2004, to pay salaries, and other expenses, capital outlay - buildings, and other improvements, and for other specified purposes of the various agencies of State government; providing an effective date.

—was referred to the Committees on Appropriations.

By the Committee on Appropriations—

SB 2502—A bill to be entitled An act implementing the 2003-2004 General Appropriations Act; providing legislative intent; providing accounting requirements for the state universities for the 2003-2004 fiscal year; amending ss. 430.204 and 430.205, F.S.; requiring the Department of Elderly Affairs to fund certain community care services and core services for the elderly; amending s. 216.292, F.S.; authorizing the Department of Children and Family Services to transfer funds within the family safety program; amending s. 295.182, F.S.; authorizing contributions to the Florida World War II Veterans Memorial Matching Trust Fund from public bodies; amending s. 561.121, F.S.; providing that moneys in the Children and Adolescents Substance Abuse Trust Fund may also be used for the purpose of funding programs directed at reducing and eliminating substance abuse problems among adults; amending s. 409.1671, F.S.; authorizing the Department of Children and Family Services to combine current community-based care lead agency contracts for Sarasota, Manatee, and DeSoto Counties into a single contract; authorizing the Department of Children and Family Services to enter into a contract to finance, design, construct, and operate the South Florida Evaluation and Treatment Center; providing for an extended contract period; authorizing financing for the project; amending s. 216.181, F.S.; authorizing the Department of Law Enforcement to transfer positions and associated budgets and a certain percentage of salary rate between budget entities and providing requirements with respect thereto; authorizing the Correctional Privatization Commission to make certain expenditures to defray costs incurred by a municipality or county as a result of opening or operating a facility under authority of the commission or the Department of Juvenile Justice; amending s. 16.555, F.S.; authorizing use of the Crime Stoppers Trust Fund to pay for salaries and benefits and other expenses of the Department of Legal Affairs; amending s. 985.4075, F.S.; prohibiting the use of juvenile justice appropriations made for operations as one-time startup funding for fixed capital outlay; amending s. 216.262, F.S.; providing for additional positions to operate additional prison bed capacity under certain circumstances; amending s. 287.161, F.S.; requiring the Department of Management Services to charge all persons receiving transportation from the executive aircraft pool a specified rate; amending s. 110.116, F.S.; authorizing the Department of Management Services to contract with a vendor to provide a personnel information system; amending s. 110.2035, F.S.; deleting provisions authorizing the Department of Management Services to adopt emergency rules to implement a classification and compensation program; amending s. 43 of chapter 2002-402, Laws of Florida, delaying the expiration of certain changes to s. 110.2035, F.S., relating to the classification and compensation program; amending s. 110.12315, F.S.; providing copayment requirements for the state employees' prescription drug program; amending s. 110.1239, F.S.; providing requirements for the funding of the state group health insurance program; amending s. 112.061, F.S.; providing for computation of travel time and reimbursement for public officers' and employees' travel; amending s. 121.71, F.S.; providing for recognition and usage of current available excess assets of the Florida Retirement System Trust Fund to offset employer contribution rates for the Florida Retirement System; amending s. 468.404, F.S.; requiring talent agency license fees equal to costs of regulation; amending s. 252.373, F.S.; providing for use of funds of the Emergency Management, Preparedness, and Assistance Trust Fund, including the use of certain funds as state matching funds for federally approved Hazard Mitigation Grant Program projects; amending s. 402.3017, F.S.; providing for administration of the Teacher Education and Compensation Helps (TEACH) scholarship program by the Agency for Workforce Innovation; amending s. 411.01, F.S.; providing

priority for placement of children in the school readiness program; amending s. 288.063, F.S.; providing for funds for certain transportation projects approved by the Office of Tourism, Trade, and Economic Development to be subject to reversion; amending s. 320.08058, F.S.; authorizing proceeds from the Professional Sports Development Trust Fund to be used for operational expenses of the Florida Sports Foundation and financial support of the Sunshine State Games; amending s. 339.08, F.S.; transferring \$200 million from the State Transportation Trust Fund to the General Revenue Fund; reducing the amount transferred from certain transportation calculation requirements; amending s. 61 of chapter 2002-402, Laws of Florida, delaying the expiration of certain changes to s. 215.20, F.S., relating to the contributions of certain trust funds to the General Revenue Fund; amending s. 63 of chapter 2002-402, Laws of Florida; delaying the expiration of certain changes to s. 215.22, F.S., relating to an exemption from appropriation provided for certain trust funds; amending s. 65 of chapter 2002-402, Laws of Florida; delaying the expiration of certain changes to s. 18.10, F.S., relating to deposits and investments of state money; amending s. 67 of chapter 2002-402, Laws of Florida; delaying the expiration of certain changes to s. 18.125, F.S., relating to the investment of certain trust funds; amending s. 69 of chapter 2002-402, Laws of Florida; delaying the expiration of certain changes to s. 14.2015, F.S., relating to the Economic Development Trust Fund; amending s. 71 of chapter 2002-402, Laws of Florida; delaying the expiration of certain changes to s. 240.4075, F.S., relating to the Nursing Student Loan Forgiveness Program; amending s. 73 of chapter 2002-402, Laws of Florida; delaying the expiration of certain changes to s. 385.207, F.S., relating to care and assistance of persons with epilepsy; amending s. 75 of chapter 2002-402, Laws of Florida; delaying the expiration of certain changes to s. 860.158, F.S., relating to the interest earned on moneys in the Florida Motor Vehicle Theft Prevention Trust Fund; amending s. 77 of chapter 2002-402, Laws of Florida; delaying the expiration of certain changes to s. 938.01, F.S., relating to the interest earned on certain trust funds; reenacting s. 215.32(2)(b), F.S., to implement the transfer of moneys to the Working Capital Fund from certain trust funds; providing for the effect of a veto of a specific appropriation or proviso to which implementing provisions refer; providing applicability to other legislation; incorporating by reference specified performance measures and standards directly linked to the appropriations made in the 2002-2004 General Appropriations Act, as required by the Government Performance and Accountability Act of 1994; providing for severability; providing effective dates.

—was referred to the Committees on Appropriations.

Senate Bills 2504-2554—Previously referenced

By Senator Posey—

SB 2556—A bill to be entitled An act relating to the Florida Hurricane Catastrophe Fund; amending s. 215.555, F.S.; revising the definition of “covered policy”; conforming provisions to the creation of the Citizens Property Insurance Corporation; providing definitions; authorizing the State Board of Administration to adopt rules to specify interest on past due remittances; increasing the aggregate exposure of insurers who may be exempt by rule; revising the maximum amount for which the board is obligated to reimburse insurers for a contract year; authorizing the Office of Insurance Regulation, rather than the Department of Insurance, to take certain actions relative to the fund; providing that emergency assessments are to be levied against insureds procuring certain types of insurance from surplus lines insurers; increasing the maximum assessment that may be levied against assessable insurers and assessable insured; requiring that emergency assessments on assessable insureds be remitted to the Florida Surplus Lines Service Office; specifying that emergency assessments are not premiums subject to taxes, fees, or commissions; providing that reinsurance procured by the board must be from reinsurers acceptable to the Office of Insurance Regulation; clarifying the fiscal year used to determine investment income for purposes of calculating the maximum amount that may be appropriated by the Legislature for mitigation purposes; providing an effective date.

—was referred to the Committees on Banking and Insurance; Governmental Oversight and Productivity; Finance and Taxation; Appropriations Subcommittee on General Government; and Appropriations.

By Senator Hill—

SB 2558—A bill to be entitled An act relating to worker safety with respect to agricultural pesticides; creating s. 487.2011, F.S.; providing a short title; creating s. 487.2021, F.S.; declaring legislative intent; creating s. 487.2031, F.S.; defining terms; creating s. 487.2041, F.S.; providing for enforcement of federal worker protection regulations; creating s. 487.2051, F.S.; requiring agricultural employers to make agricultural pesticide information available to workers, designated representatives, and medical personnel; creating s. 487.2061, F.S.; prohibiting agricultural employers from failing to provide required information and from taking retaliatory action against workers for exercising their rights; creating s. 487.2071, F.S.; providing penalties; providing for relief against retaliation; providing for monitoring complaints of retaliation; providing for a report; providing an effective date.

—was referred to the Committees on Agriculture; Health, Aging, and Long-Term Care; Judiciary; Appropriations Subcommittee on General Government; and Appropriations.

By Senator Diaz de la Portilla—

SB 2560—A bill to be entitled An act relating to regulation of professions and occupations; repealing ss. 468.401, 468.402, 468.403, 468.404, 468.405, 468.406, 468.407, 468.408, 468.409, 468.410, 468.411, 468.412, 468.413, 468.414, 468.415, F.S., relating to the regulation of talent agencies; repealing ss. 468.431, 468.4315, 468.432, 468.433, 468.4336, 468.4337, 468.4338, 468.435, 468.436, 468.4365, 468.437, 468.438, F.S., relating to the regulation of community association managers; repealing requirements that the respective occupations be licensed by the Department of Business and Professional Regulation; abolishing the Regulatory Council of Community Association Managers; providing for the use and transfer of funds; providing for the department to continue outstanding legal proceedings; providing an effective date.

—was referred to the Committees on Regulated Industries; Governmental Oversight and Productivity; Appropriations Subcommittee on General Government; and Appropriations.

By Senator Crist—

SB 2562—A bill to be entitled An act relating to official state designations; creating s. 15.0465, F.S.; designating the official state flagship; providing an effective date.

—was referred to the Committees on Military and Veterans' Affairs, Base Protection, and Spaceports; and Governmental Oversight and Productivity.

By Senator Crist—

SB 2564—A bill to be entitled An act relating to the Medal of Heroism; providing that designated persons are eligible to receive the Medal of Heroism; providing an effective date.

—was referred to the Committees on Governmental Oversight and Productivity; and Military and Veterans' Affairs, Base Protection, and Spaceports.

By Senator Atwater—

SB 2566—A bill to be entitled An act relating to local government accountability; amending s. 11.40, F.S.; revising duties of the Legislative Auditing Committee; amending s. 11.45, F.S.; revising reporting requirements of the Auditor General; amending s. 61.181, F.S.; correcting a cross-reference; amending s. 75.05, F.S.; deleting a requirement for an independent special district to submit a copy of a complaint to the Division of Bond Finance of the State Board of Administration; amending s. 112.625, F.S.; revising the definition of “governmental entity” to include counties and district school boards; amending s. 112.63, F.S.; providing

for additional information to be provided to the Department of Management Services in actuarial reports with regard to retirement systems and plans and providing procedures therefor; providing for notification of the Department of Revenue and the Department of Financial Services in cases of noncompliance and authorizing the withholding of certain funds; requiring the Department of Management Services to notify the Department of Community Affairs in the case of affected special districts; amending s. 130.04, F.S.; revising provisions governing notice of bids and disposition of bonds; amending s. 132.02, F.S.; revising provisions relating to the authorization to issue refund bonds; amending s. 132.09, F.S.; revising provisions relating to the notice of sale, bids, and awards and private sale of bonds; amending s. 163.05, F.S.; revising provisions governing the Small County Technical Assistance Program; amending s. 166.121, F.S.; revising provisions governing the issuance of bonds by a municipality; amending s. 166.241, F.S.; providing a municipal budget amendment process and requirements; amending s. 189.4044, F.S.; revising special procedures for determination of inactive special districts; amending s. 189.412, F.S.; revising duties of the Special District Information Program of the Department of Community Affairs; amending s. 189.418, F.S.; revising reporting requirements of newly created special districts; authorizing the governing body of a special district to amend its budget; amending s. 189.419, F.S.; revising provisions relating to the failure of special districts to file required reports; amending s. 189.421, F.S.; revising provisions governing the failure of special districts to disclose financial reports; providing for extension of time for the filing of said reports; providing remedies for noncompliance; providing for attorney's fees and costs; amending s. 189.428, F.S.; revising provisions governing the special district oversight review process; amending s. 189.439, F.S.; revising provisions governing the issuance of bonds by special districts; amending s. 215.981, F.S.; exempting state agency direct-support organizations and citizen support organizations meeting specified expense levels from audit requirements; amending s. 218.075, F.S.; revising provisions governing the reduction or waiver of permit processing fees for certain counties; amending s. 218.32, F.S., relating to annual financial reports; requiring the Department of Financial Services to notify the Speaker of the House of Representatives and the President of the Senate of any municipality that has not had financial activity for a specified period of time; providing that such notice is sufficient to initiate dissolution procedures; amending s. 218.321, F.S.; correcting a cross-reference; amending s. 218.36, F.S.; revising reporting requirements for boards of county commissioners relating to the failure of a county officer to comply with the provisions of the section; amending s. 218.369, F.S.; revising the definition of "unit of local government" to include district school boards; renaming pt. V of ch. 218, F.S., as "Local Governmental Entity and District School Board Financial Emergencies"; amending s. 218.50, F.S.; renaming ss. 218.50-218.504, F.S., as the "Local Governmental Entity and District School Board Act"; amending s. 218.501, F.S.; revising the stated purposes of pt. V of ch. 218, F.S.; amending s. 218.502, F.S.; revising the definition of "local governmental entity"; amending s. 218.503, F.S.; revising provisions governing the determination of financial emergency for local governments and district school boards; amending s. 218.504, F.S.; revising provisions relating to the authority of the Governor and authorizing the Commissioner of Education to terminate all state actions pursuant to ss. 218.50-218.504, F.S.; repealing ch. 131, F.S., consisting of ss. 131.01, 131.02, 131.03, 131.04, 131.05, and 131.06, F.S., relating to refunding bonds of counties, municipalities, and special districts; repealing s. 132.10, F.S., relating to minimum sale price of bonds; repealing s. 165.052, F.S., relating to special dissolution procedures for municipalities; repealing s. 189.409, F.S., relating to determination of financial emergencies of special districts; repealing s. 189.422, F.S., relating to actions of the Department of Community Affairs and special districts; repealing s. 200.0684, F.S., relating to an annual compliance report of the Department of Community Affairs regarding special districts; repealing s. 218.37(1)(h), F.S., relating to the requirement that the Division of Bond Finance use a served copy of the complaint for bond validation to verify compliance by special districts with the requirements in s. 218.38, F.S.; transferring a position from the Executive Office of the Governor to the Department of Financial Services; providing an effective date.

—was referred to the Committees on Comprehensive Planning; Governmental Oversight and Productivity; Appropriations Subcommittee on Transportation and Economic Development; and Appropriations.

By Senator Lynn—

SB 2568—A bill to be entitled An act relating to the Department of Children and Family Services; amending s. 39.001, F.S.; providing for the provision or purchasing of child welfare legal services by the department, community-based lead agencies, and sheriffs; providing a definition of the term "child welfare legal services"; amending s. 39.3065, F.S.; permitting funds to be made available to the sheriff for the provision of child welfare legal services; amending s. 415.102, F.S.; redefining the terms "abuse," "exploitation," and "neglect"; creating s. 415.1046, F.S.; providing the Department of Children and Family Services with the authority to contract for provision of adult protective investigative services; stipulating the requirements for sheriffs' offices to be eligible to contract for provision of adult protective investigative services; providing for the contracting and funding for adult protective investigative services; requiring sheriffs' employees to complete certain training; stipulating minimum requirements for the sheriffs' offices' operation of adult protective investigations; requiring a program performance evaluation; providing an effective date.

—was referred to the Committees on Children and Families; Judiciary; Criminal Justice; Appropriations Subcommittee on Health and Human Services; and Appropriations.

By Senator Geller—

SB 2570—A bill to be entitled An act relating to insurance rate standards; amending s. 627.062, F.S.; conforming provisions relating to regulation by the Office of Insurance Regulation; providing for the director of that office to establish rates prior to their taking effect; providing procedures for such filings; deleting a provision excepting motor vehicle insurance from the provisions of s. 627.062, F.S.; deleting an arbitration provision; prohibiting certain judgments or settlements involving bad faith actions or punitive damages from being included in an insurer's rate base or used to justify a rate change; requiring certain underwriting rules to be filed; providing an effective date.

—was referred to the Committees on Banking and Insurance; Governmental Oversight and Productivity; and Judiciary.

By Senator Constantine—

SB 2572—A bill to be entitled An act relating to transportation; providing a short title; creating the Central Florida Air and Surface Transportation Authority; providing definitions; providing powers, duties, and objectives; providing that the authority shall serve as the metropolitan planning organization for Orlando, Seminole, and Osceola Counties; limiting obligation of the state; guaranteeing certain rights of the authority; abolishing the Central Florida Regional Transportation Authority and Metroplan Orlando and transferring rights, assets, privileges, obligations, and liabilities to that authority; repealing part II of ch. 343, F.S., relating to the Central Florida Regional Transportation Authority; providing an effective date.

—was referred to the Committees on Transportation; Comprehensive Planning; Governmental Oversight and Productivity; Appropriations Subcommittee on Transportation and Economic Development; and Appropriations.

By Senator Cowin—

SB 2574—A bill to be entitled An act relating to educational assessments; amending s. 1002.22, F.S.; excluding examination and assessment instruments from the definition of student records and reports; amending s. 1008.23, F.S.; providing that parents or students do not have a right of access to examination and assessment instruments; requiring the Department of Education to conduct a study and report to the Legislature; providing an effective date.

—was referred to the Committees on Education; Judiciary; Appropriations Subcommittee on Education; and Appropriations.

By Senator Wise—

SB 2576—A bill to be entitled An act relating to access to postsecondary education; creating s. 1007.02, F.S., relating to access to postsecondary education and meaningful careers for students with disabilities; defining the term “student with a disability”; amending s. 1003.43, F.S., relating to high school graduation requirements; deleting requirement that the life management skills course be taken at specific grade levels; requiring the State Board of Education to adopt rules providing for test accommodations and modifications of procedures for students with disabilities; requiring the award of a standard diploma to a student with a disability who meets certain criteria; amending s. 1007.263, F.S., relating to admissions of students to community colleges; requiring admissions counseling for students entering career credit programs; requiring the use of certain tests; providing criteria for certain students to enroll in certificate career education programs; providing eligibility for reasonable substitutions for students with documented disabilities; amending s. 1007.264, F.S.; providing eligibility for reasonable substitutions for admission to postsecondary educational institutions for certain students with disabilities; creating s. 1007.265, F.S.; providing eligibility for reasonable substitutions for requirements for graduation, study program admission, and upper-division entry for certain students with disabilities; requiring the State Board of Education to adopt rules and develop substitute requirements; amending s. 1007.27, F.S.; requiring the State Board of Education to review and report on the use of acceleration mechanisms and grading practices, including the weighting of courses, for credit and admission; amending s. 1008.22, F.S., relating to student assessment for public schools; providing a cross-reference; amending s. 1002.21, F.S.; correcting a cross-reference; providing an effective date.

—was referred to the Committees on Education; Appropriations Subcommittee on Education; and Appropriations.

By Senator Sebesta—

SB 2578—A bill to be entitled An act relating to aviation; providing a short title; creating s. 332.14, F.S.; creating the Secure Airports for Florida's Economy Council, or SAFE Council, in the Department of Transportation; providing for council membership; requiring the council to prepare and periodically update a SAFE Master Plan for developing airport facilities and an intermodal transportation system; providing for rulemaking; providing for funding projects as specified; providing for the council to review and approve or disapprove the projects and to submit a list of approved projects to the specified state officials; providing for the Department of Community Affairs, the Department of Transportation, and the Office of Tourism, Trade, and Economic Development to review the list and make recommendations, as specified; providing for the council to develop bylaws; providing for council meetings; providing for per diem and reimbursement of travel expenses; allowing the council to hire an administrative staff and providing for payment of the staff; providing guidelines for expenditure of moneys derived from the SAFE program; providing exemptions to the guidelines; providing for monitoring project funding; amending s. 206.606, F.S.; providing for funding the SAFE Program through the State Transportation Trust Fund; providing for uses of the funds; providing for revenue bonds; providing guidelines for entities created under s. 163.01(7)(d), F.S.; providing limitations on the use of funds appropriated under this program; amending s. 215.98, F.S.; providing a limitation on the definition of the term “state debt”; providing an effective date.

—was referred to the Committees on Transportation; Home Defense, Public Security, and Ports; Comprehensive Planning; Appropriations Subcommittee on Transportation and Economic Development; and Appropriations.

By Senator Sebesta—

SB 2580—A bill to be entitled An act relating to roads; amending s. 334.30, F.S.; providing for public-private transportation facilities; eliminating the requirement that the Legislature approve such facilities; providing requirements for the use of funds from the State Transportation Trust Fund; providing requirements with respect to proposals; providing a selection process; providing for specific project approval by the Legislature for certain projects; authorizing the Department of Transportation to create certain corporations; authorizing such corporations

to issue bonds; authorizing the department to lend certain funds to such corporations; authorizing the department to adopt rules; repealing s. 348.0004(2)(m), F.S., relating to private entity proposals for transportation projects; amending s. 348.0004, F.S.; establishing a process enabling certain expressway authorities to participate in public-private partnerships to build, operate, own, or finance certain transportation facilities; specifying the expressway authority's role in such projects and providing rulemaking authority; providing for a selection process; providing for the assessment of tolls; providing for creation of certain tax-exempt, public-purpose corporations; authorizing such corporations to issue bonds; providing an effective date.

—was referred to the Committees on Transportation; Finance and Taxation; Appropriations Subcommittee on Transportation and Economic Development; and Appropriations.

By Senator Bullard—

SB 2582—A bill to be entitled An act relating to enterprise zones; authorizing certain counties to apply to the Office of Tourism, Trade, and Economic Development to amend existing enterprise zones under specified conditions and in accordance with certain criteria; providing an effective date.

—was referred to the Committees on Commerce, Economic Opportunities, and Consumer Services; Comprehensive Planning; Finance and Taxation; Appropriations Subcommittee on Transportation and Economic Development; and Appropriations.

By Senator Lawson—

SB 2584—A bill to be entitled An act relating to enterprise zones; amending s. 290.00693, F.S.; authorizing the governing body of Gadsden County to apply to amend the boundaries of a specified enterprise zone; providing an effective date.

—was referred to the Committees on Commerce, Economic Opportunities, and Consumer Services; Comprehensive Planning; Finance and Taxation; Appropriations Subcommittee on Transportation and Economic Development; and Appropriations.

By Senator Dockery—

SB 2586—A bill to be entitled An act relating to the Fish and Wildlife Conservation Commission; amending s. 20.331, F.S.; creating the Office of Boating and Waterways within the commission; providing powers and duties of the office; amending s. 206.606, F.S.; providing for the transfer of moneys from the Fuel Tax Collection Trust Fund to the Marine Resources Conservation Trust Fund; amending s. 370.0603, F.S.; providing for the use of funds transferred from the Fuel Tax Collection Trust Fund; creating s. 327.47, F.S.; providing for competitive grant programs; providing an effective date.

—was referred to the Committees on Natural Resources; Finance and Taxation; Appropriations Subcommittee on General Government; and Appropriations.

By Senator Constantine—

SB 2588—A bill to be entitled An act relating to value adjustment board property tax hearings; amending s. 194.011, F.S.; revising procedures and requirements for presentation of evidence; amending s. 194.032, F.S.; revising a notice time period; amending s. 194.035, F.S.; permitting rather than requiring appointment of a special master in certain counties for certain hearings; specifying alternative qualifications for certain special masters; providing an effective date.

—was referred to the Committees on Comprehensive Planning; Judiciary; and Finance and Taxation.

By Senator Posey—

SB 2590—A bill to be entitled An act relating to the interception of wire, oral, or electronic communications; amending s. 934.03, F.S.; limiting provisions that allow certain officers to intercept such communications; providing an effective date.

—was referred to the Committees on Criminal Justice; Judiciary; and Rules and Calendar.

By Senator Bennett—

SB 2592—A bill to be entitled An act relating to the Board of Dentistry; amending s. 466.004, F.S.; revising membership of the Council on Dental Hygiene; revising provisions relating to meetings; requiring the board to adopt rules and policies developed by the council, except as specified; providing for the Department of Health to resolve disagreements concerning recommendations by the council; providing an effective date.

—was referred to the Committees on Health, Aging, and Long-Term Care; and Governmental Oversight and Productivity.

SR 2594—Not referenced.

By Senators Aronberg, Sebesta, Dawson, Lawson, Argenziano and Bennett—

SB 2596—A bill to be entitled An act relating to identity theft and Internet fraud prevention, investigation, and prosecution; amending s. 817.568, F.S.; providing for penalty provisions for the commission of a first degree and second degree felony concerning identity theft under certain circumstances; providing for higher offense severity levels in identity theft cases under certain circumstances; providing that every Florida consumer may be provided two free credit reports a year; amending s. 934.23, F.S.; providing a definition; clarifying that Florida judges with jurisdiction over specific crimes have authority to issue search warrants for electronic evidence relating thereto, regardless of where the electronic evidence is situated; creating s. 92.605, F.S.; providing definitions; providing for self-authentication for out-of-state business records under certain circumstances with notice to opponent; providing for procedures; providing an effective date.

—was referred to the Committees on Judiciary; Criminal Justice; and Appropriations.

By Senator Lawson—

SJR 2598—A joint resolution proposing an amendment to Section 4 of Article VII of the State Constitution to authorize legislation which would permit counties to enact ordinances which freeze the assessed value of homestead property owned by certain persons who are 65 years of age or older.

—was referred to the Committees on Comprehensive Planning; Finance and Taxation; Appropriations Subcommittee on General Government; Appropriations; and Rules and Calendar.

By Senator Wilson—

SB 2600—A bill to be entitled An act relating to pharmacy practice; amending s. 465.003, F.S.; revising the definition of the term “practice of the profession of pharmacy” to include the administering of immunizations by a pharmacist within the framework of an established protocol under a supervisory practitioner who is a licensed physician or by written agreement with a county health department; requiring professional

liability insurance, training in immunization, and employer approval prior to entering into a protocol; providing an effective date.

—was referred to the Committees on Health, Aging, and Long-Term Care; Banking and Insurance; Regulated Industries; and Rules and Calendar.

By Senator Alexander—

SB 2602—A bill to be entitled An act relating to the University of Florida IFAS State 4-H Program; providing for the implementation of a youth development program; providing for new positions; providing an appropriation; providing an effective date.

—was referred to the Committees on Education; Agriculture; Appropriations Subcommittee on Education; and Appropriations.

Senate Resolutions 2604-2606—Not referenced.

By Senator Lawson—

SB 2608—A bill to be entitled An act relating to enterprise zones; creating s. 290.00679, F.S.; authorizing the amendment of the boundaries of certain rural enterprise zones after recommendation of Enterprise Florida, Inc., and upon recommendation of the local development agency; providing an effective date.

—was referred to the Committees on Commerce, Economic Opportunities, and Consumer Services; Comprehensive Planning; Finance and Taxation; Appropriations Subcommittee on Transportation and Economic Development; and Appropriations.

By Senator Argenziano—

SB 2610—A bill to be entitled An act relating to retail tobacco sales; authorizing and providing guidelines for the operation of certain merchandising, advertising, display, or consumer discount or promotional programs by cigarette manufacturers and retailers; prohibiting certain restrictions by such manufacturers; providing a cause of action for an injury or threat of injury to a business; providing an effective date.

—was referred to the Committees on Regulated Industries; Commerce, Economic Opportunities, and Consumer Services; Judiciary; Appropriations Subcommittee on General Government; and Appropriations.

By Senator Campbell—

SB 2612—A bill to be entitled An act relating to driving under the influence; amending s. 316.193, F.S.; removing references to ignition interlock devices; decreasing the minimum blood-alcohol level for certain offenses; providing penalties; repealing ss. 316.1937 and 316.1938, F.S., relating to ignition interlock devices; amending s. 316.655, F.S.; requiring minimum periods of suspension of driving privileges for certain offenses; amending s. 316.656, F.S.; prohibiting a judge from accepting a plea to a lesser offense under certain circumstances; amending s. 322.271, F.S.; correcting a cross-reference; creating s. 322.2715, F.S.; authorizing the Department of Highway Safety and Motor Vehicles to contract for certain commodities and services; requiring the installation of ignition interlock devices as a condition to certain licensure; requiring warning labels; requiring the installation of ignition interlock devices on certain vehicles for a certain period of time; providing for such time requirement to be determined by the court, subject to certain minimums; requiring notification by an offender to a probation officer when installation of an ignition interlock device is required as a condition of probation; providing penalties, including a minimum mandatory sentence, for failure to provide such notice; providing that certain actions with respect to such devices or vehicles is unlawful and prohibiting the lending or leasing of vehicles to persons required to drive vehicles with ignition interlocking devices if such vehicles do not have such devices; providing

penalties, including minimum mandatory penalties under certain circumstances; providing an exception; providing for severability; providing an effective date.

—was referred to the Committees on Criminal Justice; Judiciary; Transportation; Appropriations Subcommittee on Transportation and Economic Development; and Appropriations.

By Senator Crist—

SB 2614—A bill to be entitled An act relating to the State Technology Office; amending s. 282.0041, F.S.; defining “enterprise,” “enterprise cost recovery,” “enterprise program management office,” “enterprise technology services desk,” “portal,” “service level agreements,” and “State Chief Information Officer”; amending s. 282.005, F.S.; conforming references; amending s. 282.102, F.S.; revising powers and duties of the State Technology Office; revising title of the head of that office; providing for service level agreements, an enterprise technology services desk, a centralized enterprise portal, and enterprise information technology systems and tools and services; amending s. 282.106, F.S., relating to use of SUNCOM Network by libraries; requiring library to pay certain costs at specified rates; amending ss. 282.1095 and 282.111, F.S.; conforming references; amending s. 282.20, F.S.; renaming the Technology Resource Center as the Shared Resource Center; providing for oversight and management by said office; amending s. 282.3055, F.S.; conforming references; amending s. 282.315, F.S.; providing that the Agency Chief Information Officers Council shall be chaired by the State Chief Information Officer; revising duties of agency chief information officers; amending s. 282.322, F.S.; redesignating the Enterprise Project Management Office of the State Technology Office as the Enterprise Program Management Office; revising duties of that office; amending s. 11.45, F.S.; deleting a requirement that the Auditor General conduct annual audits of the Wireless Emergency Telephone System Fund; amending ss. 110.205, 216.235, 216.292, and 395.1031, F.S.; conforming references; amending ss. 401.013, 401.015, 401.018, 401.021, 401.024, 401.027, and 401.245, F.S., relating to intention and purpose of the Legislature, statewide regional emergency medical telecommunication system, system coordination, system director, system approval, federal assistance, and the Emergency Medical Services Advisory Council; deleting reference to the Department of Management Services; providing reference to the State Technology Office; deleting reference to the secretary of that department; providing reference to the State Chief Information Officer; providing an effective date.

—was referred to the Committees on Governmental Oversight and Productivity; Commerce, Economic Opportunities, and Consumer Services; Appropriations Subcommittee on General Government; and Appropriations.

By Senator Aronberg—

SB 2616—A bill to be entitled An act relating to price regulation of local exchange telecommunications companies; amending s. 364.051, F.S.; changing the timeframe for notice of rate changes; providing an effective date.

—was referred to the Committee on Communication and Public Utilities.

By Senator Saunders—

SB 2618—A bill to be entitled An act relating to health regulation; amending s. 468.352, F.S.; revising and providing definitions applicable to the regulation of respiratory therapy; amending s. 468.355, F.S.; revising provisions relating to respiratory therapy licensure and testing requirements; amending s. 468.368, F.S.; revising exemptions from respiratory therapy licensure requirements; repealing s. 468.356, F.S., relating to the approval of educational programs; repealing s. 468.357, F.S., relating to licensure by examination; providing effective dates.

—was referred to the Committee on Health, Aging, and Long-Term Care.

By Senator Saunders—

SB 2620—A bill to be entitled An act relating to emergency health care providers; amending s. 394.461, F.S.; providing penalties for the failure of receiving facilities to indemnify the state; amending s. 395.1041, F.S.; providing penalties for the failure of hospitals to indemnify the state; amending s. 401.411, F.S.; providing grounds for which a licensed life support service or certified emergency medical technician or paramedic may be subject to discipline; amending s. 456.072, F.S.; providing grounds for which a health care practitioner may be subject to discipline for failure to indemnify the state; amending s. 627.912, F.S.; requiring the Division of Risk Management of the Department of Financial Services to report certain claims to the Office of Insurance Regulation; providing reporting requirements for claims; requiring the Office of Insurance Regulation to analyze the claims; requiring the Office of Insurance Regulation to make recommendations on a comprehensive risk management plan and report to the Legislature; amending s. 766.102, F.S.; redefining terms; amending s. 766.203, F.S.; revising requirements of expert witnesses used for medical negligence claims subject to presuit investigation for emergency services and care claims; amending s. 768.13, F.S.; revising requirements for extending immunity to civil liability for persons providing emergency care or treatment; redefining terms; providing a standard of conduct applicable to providers for purposes of extending immunity to civil liability for persons providing medical care or services; providing legislative findings and intent; amending s. 768.28, F.S.; redefining terms for purposes of determining who is an agent to which sovereign immunity is waived, to include specified persons and entities; providing an effective date.

—was referred to the Committees on Health, Aging, and Long-Term Care; Judiciary; Banking and Insurance; Appropriations Subcommittee on General Government; and Appropriations.

SR 2622—Not referenced.

COMMITTEE SUBSTITUTES

FIRST READING

By the Committees on Health, Aging, and Long-Term Care; Transportation; and Senators Wise and Lynn—

CS for CS for SB 52—A bill to be entitled An act relating to driver's licenses; amending s. 322.18, F.S.; requiring vision tests for certain applicants for license renewal; prohibiting those applicants from renewing by telephone or electronic means; requiring the department to study the effects of aging on driving ability; providing an effective date.

By the Committee on Children and Families; and Senator Geller—

CS for SB 90—A bill to be entitled An act relating to parent-child privilege; creating s. 90.5045, F.S.; creating a parent-child privilege to prevent disclosure of communications that were intended to be made in confidence; defining the term “parent”; providing proceedings in which the privilege does not exist; providing for waiver of the privilege; requiring that a guardian ad litem be appointed to represent a minor child prior to the court approving a waiver of the privilege; providing an effective date.

By the Committee on Education; and Senators Wise and Fasano—

CS for SB 162—A bill to be entitled An act relating to American Sign Language; providing legislative findings and purpose; allowing foreign-language credits for instruction in American Sign Language; requiring notice of limitations; providing duties of the Commissioner of Education and the State Board of Education; providing for a task force and prescribing its duties; requiring teachers of American Sign Language to be licensed by a specified date; providing a plan for postsecondary institutions; providing an effective date.

By the Committee on Children and Families; and Senator Lynn—

CS for SB 194—A bill to be entitled An act relating to child care facilities; amending s. 402.3055, F.S.; requiring a signed affidavit attesting to the accuracy of certain information provided by an applicant for a child care facility license; amending s. 402.310, F.S.; requiring the Department of Children and Family Services to establish and impose uniform penalties relating to child care facility violations; requiring implementation not contingent upon an appropriation; creating s. 402.3105, F.S.; requiring the department to establish a database of information relating to violations, citations, and penalties imposed against child care facilities regulated by the state; requiring the Department of Children and Family Services to consult and meet the requirements of the State Technology Office; specifying database capabilities and uses of information contained therein; requiring implementation not contingent upon an appropriation; amending s. 402.316, F.S.; providing for a child care program affiliated with a church, temple, or parochial school to be exempt from regulation by the department as a religious-exempt child care program; requiring religious-exempt child care programs to display a certificate of compliance issued by an accrediting agency recognized by the department; providing requirements for accrediting agencies recognized by the department; requiring a recognized accrediting agency to conduct an initial on-site review; providing timeframes within which child care programs must meet the requirements for training and credentials; requiring recognized accrediting agencies for religious exemption to submit standards to the department; requiring the department to create and maintain a list of recognized accrediting agencies; providing that the act does not authorize the department to regulate the curriculum, discipline, or hiring practices of a religious-exempt child care program; requiring that the department notify recognized accrediting agencies of any revision in standards; requiring that a recognized accrediting agency submit an annual report; providing timeframes within which an exempt child care program must notify an accrediting agency of its transfer and termination of accreditation; prohibiting a recognized accrediting agency for religious exemption from owning, operating, or administering certain programs; requiring the department to facilitate an annual meeting; providing for the transfer of the Child Care Program in the Department of Children and Family Services to the Department of Health; directing the Department of Children and Family Services to adopt a rule defining child care; providing an effective date.

By the Committee on Health, Aging, and Long-Term Care; and Senator Saunders—

CS for SB 564—A bill to be entitled An act relating to medical malpractice; amending s. 46.015, F.S.; revising requirements for setting damages in medical malpractice actions; amending s. 456.057, F.S.; authorizing the release of medical information to defendant health care practitioners in medical malpractice actions under specified circumstances; amending s. 766.102, F.S.; revising requirements for health care providers providing expert testimony in medical negligence actions; amending s. 766.104, F.S.; allowing testimony of expert witnesses in medical negligence actions to be subject to discovery; amending s. 766.106, F.S.; providing for the discovery and admissibility of statements and opinions of experts in medical negligence actions; requiring a claimant to execute a medical release as a condition of filing a medical negligence suit; authorizing defendants in medical negligence actions to conduct ex parte interviews with claimant's treating physicians; imposing requirements on ex parte interviews of a medical malpractice claimant's treating physicians; providing conditions for causes of action against insurers who have acted in bad faith in providing coverage for medical negligence; providing factors to be considered with respect to certain claims for bad faith against an insurer; creating s. 766.1065, F.S.; establishing a procedure by which medical malpractice litigants can mediate their disputes; providing requirements for mediation between medical malpractice litigants; requiring mediators to maintain information on issues and facts presented at mediation to be available for review by a court; amending s. 766.108, F.S., requiring mediation as a condition of filing a medical malpractice action; providing requirements for mediation between litigants in a medical malpractice action; amending s. 766.202, F.S.; redefining terms; providing requirements for the structuring of future noneconomic damage payments in medical malpractice actions; amending s. 766.207, F.S.; authorizing periodic payment of future noneconomic damages in medical malpractice actions; requiring the awarding of noneconomic damages to be per claimant; providing for the applicability of the Wrongful Death Act or general law

to arbitration awards; amending s. 766.209, F.S.; revising requirements for damages awardable at trial when an offer for voluntary arbitration has been rejected; providing for the applicability of the Wrongful Death Act for the awarding of noneconomic damages; requiring the award of noneconomic damages to be per claimant; amending s. 768.041, F.S.; revising requirements for setting damages in medical malpractice actions; amending ss. 768.13, 768.28, F.S.; revising requirements for immunity from civil liability to physicians, hospitals, and certain hospital employees rendering medical care or treatment in response to an emergency within a hospital or trauma center; extending immunity from liability to certain health care practitioners in a hospital; amending s. 768.28, F.S.; redefining terms for purposes of determining who is an agent to which sovereign immunity is waived, to include specified health care professionals providing services in an emergency room or trauma center of a licensed hospital; amending s. 768.77, F.S.; prescribing matters to be considered by the trier of fact when damages are awarded in medical malpractice actions; amending s. 768.78, F.S.; revising methods of the payment for damage awards in medical malpractice actions; authorizing periodic payment of future noneconomic damages in medical malpractice actions; amending s. 768.81, F.S.; providing for an apportionment of damages based on a party's percentage of fault and not on the basis of the doctrine of joint and several liability; providing a continuing effective date.

By the Committee on Transportation; and Senator Sebesta—

CS for SB 682—A bill to be entitled An act relating to highway safety and motor vehicles; amending s. 316.085, F.S.; prohibiting a person from overtaking a vehicle when the vehicle is clearly signaling a left turn or when approaching a clearly marked intersection; amending s. 316.1932, F.S.; revising requirements relating to the notice of consent for sobriety testing which is printed on driver's licenses; amending s. 316.302, F.S.; revising provisions relating to an exemption from federal vision standards for specified commercial driver's licenses; amending s. 316.605, F.S.; providing for the placement of motor vehicle license plates on certain government-owned vehicles; amending s. 316.613, F.S.; eliminating authorization of the Department of Highway Safety and Motor Vehicles to expend certain funds; creating s. 316.6131, F.S.; authorizing the use of certain funds on educational campaigns; amending s. 320.01, F.S.; revising the definition of the terms "apportioned vehicle" and "commercial motor vehicle"; amending s. 320.05, F.S.; providing that certain motor vehicle and vessel information is available free of charge via the website of the department; amending s. 320.06, F.S.; correcting a cross-reference; amending s. 320.0605, F.S.; exempting specified vehicles from the requirement that the certificate of registration must be carried in the vehicle at all times; amending s. 320.071, F.S.; eliminating the requirement that vehicle registration renewals must occur in the county of residency; amending s. 320.072, F.S.; revising provisions relating to certain motor vehicle registration transactions; amending s. 320.0821, F.S.; revising provisions relating to the placement of motor vehicle license plates on wreckers; amending s. 320.086, F.S.; revising provisions relating to historical license plates; amending s. 320.18, F.S.; authorizing the Department of Highway Safety and Motor Vehicles to withhold vessel registrations under specified conditions; amending s. 320.27, F.S.; requiring that motor vehicle dealers maintain certain records for 5 years; amending s. 320.58, F.S.; authorizing inspectors employed by the Department of Highway Safety and Motor Vehicles to enforce certain provisions relating to off-highway vehicles and vessels; amending s. 320.8249, F.S.; revising provisions relating to licensed mobile home installers; amending s. 322.135, F.S.; providing a time period for county officers to pay certain funds to the State Treasury by electronic funds transfer; amending s. 322.20, F.S.; providing that certain driver's license information is available free of charge via the website of the Department of Highway Safety and Motor Vehicles; amending s. 322.53, F.S.; revising provisions relating to commercial driver's license exemptions; amending s. 328.01, F.S.; revising requirements relating to the repossession of vessels; amending s. 328.03, F.S.; revising requirements relating to the cancellation of vessel titles; amending s. 328.11, F.S.; revising requirements relating to the issuance of a duplicate certificate of title for vessels; amending s. 328.17, F.S.; revising provisions relating to the nonjudicial sale of vessels; amending s. 328.56, F.S.; revising requirements relating to the display of vessel registration numbers; amending s. 328.735, F.S.; eliminating the requirement that vessel registration renewals must occur in the county of residency; providing an effective date.

By the Committee on Commerce, Economic Opportunities, and Consumer Services; and Senator Margolis—

CS for SB 724—A bill to be entitled An act relating to county tourism promotion agencies; amending s. 125.01, F.S.; providing that a county may prohibit under certain circumstances the use of certain names by business entities that are not county tourism promotion agencies; amending s. 125.0104, F.S.; providing names by which such agencies may be called; providing an effective date.

By the Committee on Commerce, Economic Opportunities, and Consumer Services; and Senator Aronberg—

CS for SB 1212—A bill to be entitled An act relating to bankruptcy; prohibiting the sale or disclosure of personal customer information by persons in bankruptcy; providing for waivers of the prohibition; providing that a violation of this prohibition is an unfair and deceptive trade practice; providing for civil actions; providing an exemption; providing an effective date.

By the Committee on Agriculture; and Senators Argenziano, Bennett and Bullard—

CS for SB 1218—A bill to be entitled An act relating to food safety; creating s. 500.033, F.S.; creating the Florida Food Safety and Food Security Advisory Council as a forum for evaluation of food safety and food security issues; providing membership; requiring reporting of findings and recommendations; providing for review of certain data; providing appropriations; providing an effective date.

By the Committee on Agriculture; and Senator Alexander—

CS for SB 1300—A bill to be entitled An act relating to citrus; amending s. 403.08725, F.S.; redefining the terms “new sources” and “existing sources”; amending permitted emissions limits; providing for the Department of Environmental Protection to develop, by a specified deadline, management practices to prevent or minimize certain pollutants that are not specifically named in this section; providing specific contents of rules adopted by the department; providing additional emissions limits; providing for the expiration of the program created under this section; providing prerequisites to salary adjustments for certain employees of the Department of Citrus; requiring the Department of Citrus to publish an annual travel report; providing requirements for the contents of that report; providing an effective date.

By the Committee on Commerce, Economic Opportunities, and Consumer Services; and Senator Garcia—

CS for SB 1334—A bill to be entitled An act relating to school readiness programs; implementing s. 1(b) and (c), Art. IX of the State Constitution; creating the voluntary universal prekindergarten education program within the Agency for Workforce Innovation; providing for administration of the program by the Florida Partnership for School Readiness and the school readiness coalitions; limiting the application of provisions relating to school readiness programs; requiring the State Board of Education to submit a report with recommendations on the curriculum, design, and standards of the voluntary universal prekindergarten education program; directing the Office of Program Policy Analysis and Government Accountability and the Auditor General to conduct audits and submit reports to the Governor and Legislature; providing an effective date.

By the Committee on Agriculture; and Senators Argenziano, Alexander, Dockery, Peaden, Lynn, Webster, Bennett, Fasano, Posey, Smith and Bullard—

CS for SB 1660—A bill to be entitled An act relating to the use of farm lands; creating s. 163.3162, F.S.; providing a short title; providing legislative findings and purpose with respect to agricultural activities con-

ducted on land in urban areas; defining the terms “farm,” “farm operation,” and “farm product” for purposes of the act; prohibiting a county from adopting any ordinance, resolution, regulation, rule, or policy to prohibit or otherwise limit a bona fide farm or farm operation on certain land that is an integral part of a farm operation or that is classified as agricultural land; prohibiting a county from changing the land use classification or zoning designation of such agricultural land unless the affected landowner is compensated for the loss in value; providing an effective date.

By the Committee on Banking and Insurance; and Senators Posey and Fasano—

CS for SB 1694—A bill to be entitled An act relating to insurance fraud; amending s. 624.310, F.S.; prohibiting certain persons under disciplinary sanctions from participating in the insurance business; providing penalties; creating s. 817.413, F.S.; prohibiting certain sales of used motor vehicle goods as new; providing penalties; amending s. 860.15, F.S.; increasing the penalty for certain overcharges for motor vehicle repairs or parts; amending s. 921.0022, F.S.; revising the offense severity ranking chart of the Criminal Punishment Code to reflect changes in penalties; providing an effective date.

By the Committee on Children and Families; and Senator Lynn—

CS for SB 1740—A bill to be entitled An act relating to dependent children; amending s. 39.202, F.S.; clarifying a right of access to records for certain attorneys and providing a right to access for certain school employees and certain employees and volunteers of a certified domestic violence center; authorizing the Department of Children and Family Services and specified law enforcement agencies to release certain information when a child is under investigation or supervision; providing an exception; providing that persons releasing such information are not subject to civil or criminal penalty for the release; creating s. 39.0136, F.S.; providing standards for background screening of persons seeking approval as relative and nonrelative caregivers of children; enumerating offenses the existence of which will cause disapproval; specifying the date that application of standards for background screening becomes effective; amending ss. 39.301, 39.401, 39.521, F.S.; clarifying the screening that must occur for purposes of a child protective investigation, for the placement of a child, and for providing information to the court; amending s. 39.812, F.S.; requiring certain screening of prospective adoptive parents; amending s. 63.037, F.S.; exempting adoption proceedings initiated under ch. 39, F.S., from certain provisions of s. 63.092, F.S., relating to records checks; amending s. 63.092, F.S.; conforming a cross-reference; amending s. 119.07, F.S.; providing for the venue of actions sought to release exempted public records under ch. 39, F.S.; creating s. 409.017, F.S.; providing standards for background screening of persons in a household seeking licensure as a foster home; enumerating offenses the existence of which will cause disapproval; providing for rescinding; imposing a duty upon the licensee; specifying the date that application of the standards for background screening becomes effective; amending s. 409.175, F.S.; redefining the term “personnel” and deleting the definition of the term “screening”; creating s. 409.177, F.S.; providing standards for background screening for child-placing and residential child-caring agencies; providing for denial of a license and exclusion from employment; creating s. 409.1759, F.S.; providing for background screening for summer camp personnel; providing an exception; repealing s. 435.045, F.S., relating to requirements for placement of dependent children; amending s. 937.021, F.S.; providing for the filing of police reports for missing children in the county or municipality where the child was last seen; providing an effective date.

By the Committee on Education; and Senator Clary—

CS for SB 1770—A bill to be entitled An act relating to an exemption from public records and public meetings requirements for certain information held by the Florida Institute of Human and Machine Cognition; creating an exemption from public records requirements for specified materials, actual and potential trade secrets, potentially patentable material, proprietary information, information identifying donors to the institute, audit information, attorney-client communications, bids and

contractual data, credit agreements, information relating to private contractual data, and information relating to corporate officers and employee personnel held by the institute; providing for specified access to certain information by governmental entities; creating an exemption from public meetings requirements for specified meetings of the governing board of the not-for-profit corporation organized to govern and operate the institute and subsidiaries of the not-for-profit corporation; providing for future review and repeal; providing a statement of public necessity; providing a contingent effective date.

By the Committee on Education; and Senator Aronberg—

CS for SB 1838—A bill to be entitled An act relating to instructional materials for K-12 public education; amending s. 1006.29, F.S.; changing the date for appointment of instructional materials committees; amending s. 1006.33, F.S.; changing the date for advertisement for and receipt of bids for furnishing instructional materials; amending ss. 1006.34, 1006.36, F.S.; changing the date on which adoption of instructional materials is effective; amending s. 1006.37, F.S.; requiring publishers to provide and price adopted instructional materials on an individual basis for purchase by school districts; providing limitations on purchasing authority; providing district responsibilities for certain purchases; amending s. 1006.40, F.S.; revising provisions relating to the issuance of purchase orders; providing an effective date.

By the Committee on Education; and Senator Bennett—

CS for SB 1914—A bill to be entitled An act relating to career and technical education; providing legislative intent; requiring career and technical education programs within a comprehensive high school program of study to be industry certified; requiring State Board of Education rules for the certification process; providing full-time equivalent student funding for student enrollment; requiring articulation with postsecondary programs; providing academic requirements for students enrolled in career and technical education programs; providing for a career and technical education endorsement on a high school diploma and incentive funding to school districts for students receiving the endorsement; providing professional development programs for guidance counselors and career specialists; amending s. 1003.491, F.S.; providing certain responsibilities for district school boards and superintendents; amending s. 1011.62, F.S., relating to the Florida Education Finance Program; providing for funding of career and technical education programs; revising a program group; providing incentive funding for attainment of high school career and technical education endorsements as a categorical program; amending s. 1012.01, F.S.; revising a personnel classification title; requiring a study by the Office of Program Policy Analysis and Government Accountability; amending s. 1002.34, F.S.; allowing charter technical career sponsors to submit full-time-enrollment membership data as defined in the charter agreement; providing effective dates.

By the Committee on Health, Aging, and Long-Term Care; and Senator Peaden—

CS for SB 1942—A bill to be entitled An act relating to public records; creating ss. 458.353 and 459.028, F.S.; providing exemptions from public-records requirements for information contained in reports made by physicians of adverse incidents occurring in office practice settings; providing for future review and repeal; providing findings of public necessity; providing an effective date.

By the Committee on Education; and Senator Clary—

CS for SB 2006—A bill to be entitled An act relating to educator certification and discipline; amending s. 1012.56, F.S.; prescribing an affidavit for educator certification eligibility requirements; creating s. 1012.561, F.S.; requiring each certified educator and applicant for certification as an educator to notify the Bureau of Educator Certification in writing of his or her current mailing address; providing a penalty for noncompliance; authorizing service by regular mail for certain purposes; amending s. 1012.79, F.S.; amending the number of members required

for certain panels of the Education Practices Commission; amending s. 1012.795, F.S., relating to the Education Practices Commission's authority to discipline; revising grounds for discipline; providing penalties; amending s. 1012.796, F.S.; requiring certain agencies to provide undated documents to the Department of Education for purposes of investigating and prosecuting certified educators and applicants for certification; providing minimum standards that a probationer must meet; revising penalties that the Education Practices Commission may impose; revising criteria for the use of an order to show cause; amending s. 1012.798, F.S.; revising provisions relating to the recovery network program for educators; amending s. 943.0585, F.S.; allowing certain employers of educators to have access to expunged records; amending s. 943.059, F.S.; allowing certain employers of educators to have access to sealed records; providing an effective date.

By the Committee on Banking and Insurance; and Senator Peaden—

CS for SB 2080—A bill to be entitled An act relating to insurance; amending s. 501.212, F.S.; deleting an exclusion from application of deceptive and unfair trade practices provisions to the Department of Insurance; creating s. 624.156, F.S.; providing that certain consumer protection laws apply to the business of insurance; amending s. 627.041, F.S.; revising definitions; amending s. 624.462, F.S.; authorizing health care providers to form a commercial self-insurance fund; amending s. 627.062, F.S.; providing that an insurer may not require arbitration of a rate filing for medical malpractice; amending s. 627.314, F.S.; revising certain authorized actions multiple insurers may engage in together; prohibiting certain conduct on the part of insurers; amending s. 627.4147, F.S.; revising certain notification criteria; providing for application of a discount or surcharge or alternative method based on loss experience in determining the premium paid by a health care provider; providing requirements; providing a limitation; amending s. 627.912, F.S.; increases the limit on a fine; requiring provision of certain financial information to the Office of Insurance Regulation; authorizing an administrative fine for failure to comply; requiring the director of the office to prepare and submit to the Governor and Legislature an annual report; creating s. 627.41491, F.S.; requiring the Office of Insurance Regulation to provide health care providers with a full disclosure of certain rate comparison information each year; creating s. 627.41493, F.S.; requiring a medical malpractice insurance rate rollback; providing for subsequent increases under certain circumstances; requiring approval for use of certain medical malpractice insurance rates; creating s. 627.41495, F.S.; providing for consumer participation in review of medical malpractice rate changes; providing for public inspection; providing for adoption of rules by the Office of Insurance Regulation; authorizing the Office of Insurance Regulation to adopt rules; providing an effective date.

By the Committee on Transportation; and Senator Sebesta—

CS for SB 2162—A bill to be entitled An act relating to a road designation; designating a portion of I-275 in Pinellas County as the "St. Petersburg Parkway"; dedicating the new Rose Bay bridges between the Cities of New Smyrna Beach and Port Orange to honor U.S. military POW's and MIA's; designating bridge number 550122 in Tallahassee as the "Veterans Memorial Bridge"; designating a portion of State Road 77 as the "Lynn Haven Parkway"; designating a portion of State Road 16 as the "Correctional Officers Memorial Highway"; designating a portion of Interstate 75 as the "Purple Heart Memorial Highway"; designating the "Korean War Veterans Memorial Highway" in Seminole County; designating a portion of State Road 100 in Flagler County as Veterans Memorial Highway; designating the "All-American Parkway" in Miami-Dade County; designating "Borinquen Boulevard" in Miami-Dade County; directing the Department of Transportation to erect suitable markers; providing an effective date.

By the Committee on Education; and Senator Miller—

CS for SB 2216—A bill to be entitled An act relating to a public-records exemption for proprietary confidential business information owned or controlled by the H. Lee Moffitt Cancer Center and Research Institute; amending s. 1004.43, F.S.; expanding the public-records exemption for proprietary confidential business information to include

specified materials, potential trade secrets, potentially patentable material, or proprietary information received, generated, ascertained, or discovered during the course of research; expanding the public-records exemption to include information received from another state or nation or the Federal Government which is otherwise confidential or exempt pursuant to the laws of that state or nation or pursuant to federal law; providing for future review and repeal of the exemption; providing a statement of public necessity; providing an effective date.

By the Committee on Health, Aging, and Long-Term Care; and Senator Crist—

CS for SB 2310—A bill to be entitled An act relating to pharmacy; creating s. 465.0158, F.S.; requiring an on-line pharmacy to have a written prescription from a practitioner licensed by this state before selling or dispensing a controlled substance to a person residing in this state; providing for facsimile transmission and verification of such prescription; amending s. 499.01, F.S.; requiring on-line pharmacies to obtain a permit to operate under pt. I of ch. 499, F.S., the Florida Drug and Cosmetic Act; amending s. 499.081, F.S.; providing that on-line pharmacies are not carriers exempt from pt. I of ch. 499, F.S.; providing an effective date.

By the Committee on Health, Aging, and Long-Term Care; and Senator Wasserman Schultz—

CS for SB 2352—A bill to be entitled An act relating to public swimming pools; creating s. 514.0305, F.S.; requiring such pools to be enclosed by a barrier; establishing additional safety requirements; requiring inspections; providing an administrative penalty for violations; providing for application; amending s. 514.031, F.S.; authorizing licensure of a portable pool used for certain purposes related to scuba diving; providing an effective date.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

FIRST READING

The Honorable James E. “Jim” King, Jr., President

I am directed to inform the Senate that the House of Representatives has passed HB 1591; has passed as amended HB 1713; has passed by the required Constitutional two-thirds vote of the membership HB 1593 and requests the concurrence of the Senate.

John B. Phelps, Clerk

By the Committee on State Administration; and Representative Mack—

HB 1591—A bill to be entitled An act relating to a public records exemption for state employee assistance program records; amending s. 110.1091, F.S.; narrowing the exemption for records relating to an employee's participation in an employee assistance program to provide that an employee's personal identifying information contained in employee assistance program records is confidential and exempt; making editorial changes; removing the October 2, 2003, repeal thereof scheduled pursuant to the Open Government Sunset Review Act of 1995; providing an effective date.

—was referred to the Committees on Governmental Oversight and Productivity; and Rules and Calendar.

By the Committee on Health Care; and Representative Bullard and others—

HB 1713—A bill to be entitled An act relating to medical incidents; providing legislative findings; amending s. 395.0191, F.S.; deleting requirement that persons act in good faith to avoid liability or discipline for their actions regarding the awarding of staff membership or clinical

privileges; amending s. 395.1012, F.S.; requiring hospitals, ambulatory surgical centers, and mobile surgical facilities to establish patient safety plans and committees; creating s. 395.1051, F.S.; providing for notification of injuries in a hospital, ambulatory surgical center, or mobile surgical facility; amending s. 456.041, F.S.; requiring additional information to be included in health care practitioner profiles; providing for fines; revising requirements for the reporting of paid liability claims; amending s. 456.042, F.S.; requiring health care practitioner profiles to be updated within a specific time period; amending s. 456.049, F.S.; revising requirements for the reporting of paid liability claims; amending s. 456.057, F.S.; authorizing the Department of Health to utilize subpoenas to obtain patient records without patients' consent under certain circumstances; amending s. 456.072, F.S.; authorizing the Department of Health to determine administrative costs in disciplinary actions; amending s. 456.073, F.S.; extending the time for the Department of Health to refer a request for an administrative hearing; amending s. 456.077, F.S.; revising provisions relating to designation of certain citation violations; amending s. 456.078, F.S.; revising provisions relating to designation of certain mediation offenses; creating s. 456.085, F.S.; providing for notification of an injury by a physician; amending s. 458.331, F.S.; increasing the amount of paid liability claims requiring investigation by the Department of Health; revising the definition of “repeated malpractice” to conform; creating s. 458.3311, F.S.; establishing emergency procedures for disciplinary actions; amending s. 459.015, F.S.; increasing the amount of paid liability claims requiring investigation by the Department of Health; revising the definition of “repeated malpractice” to conform; creating s. 459.0151, F.S.; establishing emergency procedures for disciplinary actions; amending s. 461.013, F.S.; increasing the amount of paid liability claims requiring investigation by the Department of Health; revising the definition of “repeated malpractice” to conform; amending s. 627.062, F.S.; prohibiting the inclusion of payments made by insurers for bad faith claims in an insurer's rate base; requiring certain rate filings; creating s. 627.0662, F.S.; providing definitions; requiring each medical liability insurer to report certain information to the Office of Insurance Regulation; providing for determination of whether excessive profit has been realized; requiring return of excessive amounts; amending s. 627.357, F.S.; deleting the prohibition against formation of medical malpractice self-insurance funds; providing requirements to form a self-insurance fund; providing rulemaking authority to the Financial Services Commission; creating s. 627.3575, F.S.; creating the Health Care Professional Liability Insurance Facility; providing purpose; providing for governance and powers; providing eligibility requirements; providing for premiums and assessments; providing for regulation; providing applicability; specifying duties of the Department of Health; providing for debt and regulation thereof; amending s. 627.912, F.S.; requiring certain claims information to be filed with the Office of Insurance Regulation and the Department of Health; providing for rulemaking by the Financial Services Commission; creating s. 627.9121, F.S.; requiring certain information relating to medical malpractice to be reported to the Office of Insurance Regulation; providing for enforcement; amending s. 766.106, F.S.; extending the time period for the presuit screening period; providing conditions for causes of action for bad faith against insurers providing coverage for medical negligence; revising provisions relating to a claimant's period to file suit after rejection of a prospective defendant's offer to admit liability and for arbitration on the issue of damages; specifying consequences of failure to cooperate on the part of any party during the presuit investigation; providing factors to be considered with respect to certain claims against bad faith against an insurer; creating s. 766.1065, F.S.; requiring parties to provide certain information to parties without request; authorizing the issuance of subpoenas without case numbers; requiring that parties and certain experts be made available for deposition; providing for mandatory mediation in medical negligence causes of action; creating s. 766.118, F.S.; providing a limitation on noneconomic damages which can be awarded in causes of action involving medical negligence; amending s. 766.202, F.S.; providing requirements for medical experts; amending s. 766.203, F.S.; providing for discovery of opinions and statements tendered during presuit investigation; amending s. 766.207, F.S.; conforming provisions to the extension in the time period for presuit investigation; requiring the Department of Health to study the efficacy and constitutionality of medical review panels; requiring a report; amending s. 768.81, F.S.; providing that a defendant's liability for damages in medical negligence cases is several only; creating s. 1004.08, F.S.; requiring patient safety instruction for certain students in public schools, colleges, and universities; creating s. 1005.07, F.S.; requiring patient safety instruction for certain students in nonpublic schools, colleges, and universities; requiring a report by the Agency for Health Care Administration

regarding information to be provided to health care consumers; requiring a report by the Agency for Health Care Administration regarding the establishment of a Patient Safety Authority; specifying elements of the report; providing severability; providing an effective date.

—was referred to the Committees on Health, Aging, and Long-Term Care; Judiciary; Banking and Insurance; Appropriations Subcommittee on General Government; Appropriations; and Rules and Calendar.

By the Committee on State Administration; and Representative Mack—

HB 1593—A bill to be entitled An act relating to a public records exemption for information regarding foster parent applicants and licensed foster parents; amending s. 409.175, F.S.; expanding the exemption to include foster parent applicants and medical records of licensed foster parents and foster parent applicants; narrowing the exemption to remove information contained in neighbor references; making exempt the name, address, and telephone number of persons providing character or neighbor references; providing for expiration and retroactive application of the exemptions; clarifying language and making editorial changes; providing for future review and repeal of the exemptions; providing a statement of public necessity; providing an effective date.

—was referred to the Committees on Children and Families; Governmental Oversight and Productivity; and Rules and Calendar.

RETURNING MESSAGES—FINAL ACTION

The Honorable James E. “Jim” King, Jr., President

I am directed to inform the Senate that the House of Representatives has passed SB 1488.

John B. Phelps, Clerk

The bill contained in the foregoing message was ordered enrolled.

COMMITTEE MEMBERSHIP CHANGE

The President announced the appointment of Senator Haridopolos to the following committees: Appropriations Subcommittee on Article V Implementation and Judiciary; Committee on Children and Families; Committee on Commerce, Economic Opportunities, and Consumer Services; Committee on Military and Veterans’ Affairs, Base Protection, and Spaceports; Committee on Regulated Industries; and Legislative Committee on Intergovernmental Relations.

Communications were received from the President that due to the election of Senator Mike Haridopolos and his appointments to the above named committees, Senator Alexander was removed from the Appropriations Subcommittee on Article V Implementation and Judiciary, Senator Jones was removed from the Legislative Committee on Intergovernmental Relations, and Senator Villalobos was removed from the Committee on Children and Families.

ENROLLING REPORTS

SB 580, SB 582, SB 584, SB 586, SB 588 and SB 1488 have been enrolled, signed by the required Constitutional Officers and presented to the Governor on March 27, 2003.

Faye W. Blanton, Secretary

CORRECTION AND APPROVAL OF JOURNAL

The Journal of March 26 was corrected and approved.

CO-SPONSORS

Senators Argenziano—SB 2336; Aronberg—CS for SB 1454; Bullard—CS for SB 1644; Campbell—SB 2268; Crist—CS for SB 1992; Fasano—CS for SB 1992; Geller—SB 1166; Haridopolos—SB 1768; Lynn—SB 1100, SB 1656, SB 2042; Miller—CS for SB 1992

Senator Alexander withdrew as co-sponsor of SB 1768.

RECESS

On motion by Senator Lee, the Senate recessed at 11:03 a.m. for the purpose of holding committee meetings and conducting other Senate business to reconvene at 9:00 a.m., Wednesday, April 2 or upon call of the President.

BILL ACTION SUMMARY

THURSDAY, MARCH 27, 2003

| | | |
|---|------|--|
| S | 88 | Read third time; Passed as amended 40-0 |
| S | 198 | Read third time; CS passed 40-0 |
| S | 242 | Read third time; CS passed as amended 40-0 |
| S | 460 | Read third time; CS passed as amended 33-6 |
| S | 520 | Adopted |
| S | 522 | Adopted |
| S | 524 | Read third time; Passed 40-0 |
| S | 570 | Read third time; CS passed 40-0 |
| S | 662 | Read third time; Passed 40-0 |
| S | 698 | Read third time; CS passed as amended 39-0 |
| S | 848 | Read third time; Passed 40-0 |
| S | 862 | Read third time; Passed 40-0 |
| S | 1024 | Read third time; CS passed as amended 39-0 |
| S | 1080 | Read third time; Passed 40-0 |
| S | 1304 | Read second time; Adopted |
| S | 1408 | Withdrawn from further consideration |
| S | 1488 | Read third time; Passed as amended 40-0; immediately certified |
| S | 1568 | Read third time; Passed 27-12 |
| S | 2402 | Adopted |
| S | 2506 | Adopted |
| S | 2508 | Adopted |
| S | 2594 | Adopted |
| S | 2674 | Read second time; Adopted |
| S | 2694 | Read second time; Adopted |

JOURNAL OF THE SENATE

Daily Indices for March 27, 2003

NUMERIC INDEX

BA — Bill Action
BP — Bill Passed
CO — Co-Sponsors
CR — Committee Report

CS — Committee Substitute, First Reading
FR — First Reading
MO — Motion

| | | | |
|-----------------|------------------------------|------------|--------------------|
| CS/CS/SB 52 | (CS) 288 | CS/SB 1660 | (CS) 290 |
| CS/SB 52 | (CR) 282 | SB 1660 | (CR) 282 |
| SB 88 | (BA) 280, (BP) 280 | CS/SB 1694 | (CS) 290 |
| CS/SB 90 | (CS) 288 | SB 1694 | (CR) 283 |
| SB 90 | (CR) 283 | SB 1698 | (CR) 282 |
| CS/SB 162 | (CS) 288 | CS/SB 1740 | (CS) 290 |
| SB 162 | (CR) 283 | SB 1740 | (CR) 283 |
| CS/SB 194 | (CS) 289 | SB 1768 | (CO) 293 |
| SB 194 | (CR) 282 | CS/SB 1770 | (CS) 290 |
| CS/SB 198 | (BA) 279, (BP) 280 | SB 1770 | (CR) 283 |
| CS/SB 242 | (BA) 281, (BP) 281 | CS/SB 1838 | (CS) 291 |
| CS/CS/SB 296 | (MO) 282 | SB 1838 | (CR) 283 |
| SB 308 | (MO) 282 | SB 1860 | (CR) 282 |
| CS/SB 320 | (MO) 282 | SB 1862 | (CR) 282 |
| SB 424 | (CR) 282 | CS/SB 1914 | (CS) 291 |
| CS/SB 460 | (BA) 279, (BP) 279 | SB 1914 | (CR) 283 |
| SR 520 | (BP) 276, (FR) 276 | CS/SB 1942 | (CS) 291 |
| SR 522 | (BP) 276, (FR) 276 | SB 1942 | (CR) 283 |
| SB 524 | (BA) 281, (BP) 281 | SB 1956 | (CR) 282 |
| CS/SB 564 | (CS) 289 | CS/SB 1992 | (CO) 293 |
| SB 564 | (CR) 283 | CS/SB 2006 | (CS) 291 |
| CS/SB 570 | (BA) 280, (BP) 280 | SB 2006 | (CR) 282 |
| SB 662 | (BA) 280, (BP) 280 | SB 2042 | (CO) 293 |
| CS/SB 682 | (CS) 289 | CS/SB 2080 | (CS) 291 |
| SB 682 | (CR) 283 | SB 2080 | (CR) 283 |
| CS/SB 696 | (CR) 282 | CS/SB 2162 | (CS) 291 |
| CS/CS/CS/SB 698 | (BA) 278, (BP) 278 | SB 2162 | (CR) 283 |
| CS/SB 724 | (CS) 290 | CS/SB 2216 | (CS) 291 |
| SB 724 | (CR) 282 | SB 2216 | (CR) 283 |
| SB 848 | (BA) 281, (BP) 281 | SB 2248 | (CR) 282 |
| SB 862 | (BA) 281, (BP) 281 | SB 2268 | (CO) 293 |
| CS/SB 956 | (CR) 282 | CS/SB 2310 | (CS) 292 |
| CS/SB 1024 | (BA) 278, (BP) 278 | SB 2310 | (CR) 283 |
| SB 1080 | (BA) 281, (BP) 281 | SB 2336 | (CO) 293 |
| CS/SB 1098 | (CR) 282 | CS/SB 2352 | (CS) 292 |
| SB 1100 | (CO) 293 | SB 2352 | (CR) 283 |
| SB 1166 | (CO) 293 | SR 2402 | (FR) 276, (BP) 277 |
| CS/SB 1212 | (CS) 290 | SB 2500 | (FR) 283 |
| SB 1212 | (CR) 282 | SB 2502 | (FR) 283 |
| CS/SB 1218 | (CS) 290 | SR 2506 | (BP) 277, (FR) 277 |
| SB 1218 | (CR) 282 | SR 2508 | (BP) 277, (FR) 277 |
| CS/SB 1300 | (CS) 290 | SB 2556 | (FR) 284 |
| SB 1300 | (CR) 282 | SB 2558 | (FR) 284 |
| SR 1304 | (BA) 275, (BP) 276 | SB 2560 | (FR) 284 |
| CS/SB 1334 | (CS) 290 | SB 2562 | (FR) 284 |
| SB 1334 | (CR) 283 | SB 2564 | (FR) 284 |
| SB 1408 | (MO) 282 | SB 2566 | (FR) 284 |
| SB 1430 | (MO) 282 | SB 2568 | (FR) 285 |
| CS/SB 1438 | (CR) 282 | SB 2570 | (FR) 285 |
| SB 1440 | (CR) 282 | SB 2572 | (FR) 285 |
| SB 1444 | (CR) 282 | SB 2574 | (FR) 285 |
| CS/SB 1454 | (CO) 293 | SB 2576 | (FR) 286 |
| SB 1488 | (BA) 277, (BA) 278, (BP) 279 | SB 2578 | (FR) 286 |
| SB 1566 | (CR) 282 | SB 2580 | (FR) 286 |
| SB 1568 | (BA) 280, (BP) 280 | SB 2582 | (FR) 286 |
| SB 1632 | (CR) 282 | SB 2584 | (FR) 286 |
| CS/SB 1644 | (CO) 293 | SB 2586 | (FR) 286 |
| SB 1656 | (CO) 293 | SB 2588 | (FR) 286 |

JOURNAL OF THE SENATE

| | | | |
|---------------------------|--------------------|--------------------------|--------------------|
| SB 2590 | (FR) 287 | SB 2614 | (FR) 288 |
| SB 2592 | (FR) 287 | SB 2616 | (FR) 288 |
| SR 2594 | (BP) 277, (FR) 277 | SB 2618 | (FR) 288 |
| SB 2596 | (FR) 287 | SB 2620 | (FR) 288 |
| SJR 2598 | (FR) 287 | SR 2674 | (BA) 275, (BP) 275 |
| SB 2600 | (FR) 287 | SR 2694 | (BA) 275, (BP) 275 |
| SB 2602 | (FR) 287 | | |
| SB 2608 | (FR) 287 | HB 1591 | (FR) 292 |
| SB 2610 | (FR) 287 | HB 1593 | (FR) 293 |
| SB 2612 | (FR) 287 | HB 1713 | (FR) 292 |

SUBJECT INDEX

| | | | |
|---|-----|--|-----|
| Bills on Third Reading | 277 | Introduction and Reference of Bills | 283 |
| Call to Order | 274 | Motions | 282 |
| Co-Sponsors | 293 | Motions Relating to Committee Reference | 282 |
| Committee Appointments | 293 | Personal Statement by President King | 278 |
| Committee Substitutes, First Reading | 288 | Reports of Committees | 282 |
| Enrolling Reports | 293 | Resolutions | 275 |
| House Messages, Final Action | 293 | Special Guests | 275 |
| House Messages, First Reading | 292 | | |

